



This is a digital copy of a book that was preserved for generations on library shelves before it was carefully scanned by Google as part of a project to make the world's books discoverable online.

It has survived long enough for the copyright to expire and the book to enter the public domain. A public domain book is one that was never subject to copyright or whose legal copyright term has expired. Whether a book is in the public domain may vary country to country. Public domain books are our gateways to the past, representing a wealth of history, culture and knowledge that's often difficult to discover.

Marks, notations and other marginalia present in the original volume will appear in this file - a reminder of this book's long journey from the publisher to a library and finally to you.

Usage guidelines

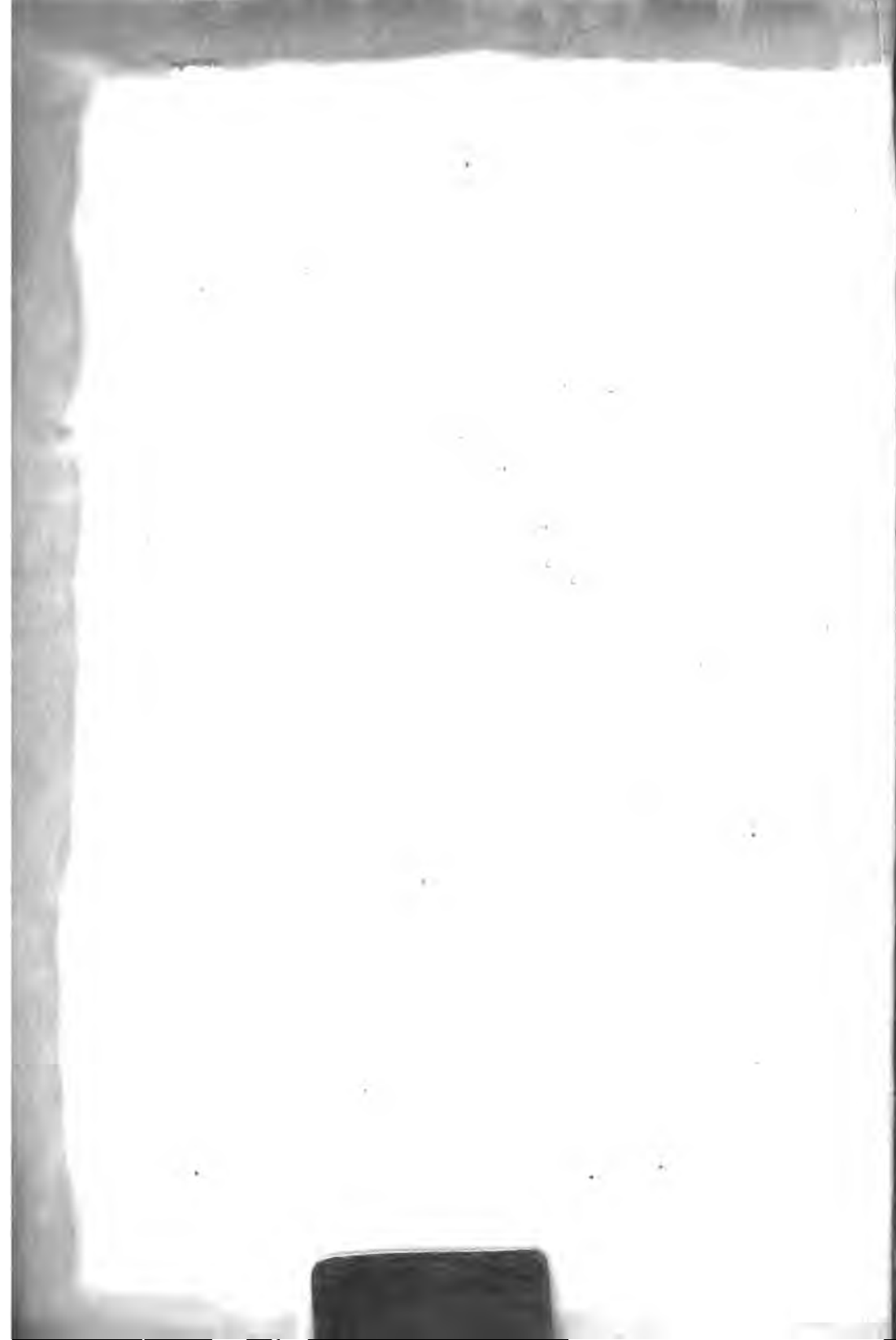
Google is proud to partner with libraries to digitize public domain materials and make them widely accessible. Public domain books belong to the public and we are merely their custodians. Nevertheless, this work is expensive, so in order to keep providing this resource, we have taken steps to prevent abuse by commercial parties, including placing technical restrictions on automated querying.

We also ask that you:

- + *Make non-commercial use of the files* We designed Google Book Search for use by individuals, and we request that you use these files for personal, non-commercial purposes.
- + *Refrain from automated querying* Do not send automated queries of any sort to Google's system: If you are conducting research on machine translation, optical character recognition or other areas where access to a large amount of text is helpful, please contact us. We encourage the use of public domain materials for these purposes and may be able to help.
- + *Maintain attribution* The Google "watermark" you see on each file is essential for informing people about this project and helping them find additional materials through Google Book Search. Please do not remove it.
- + *Keep it legal* Whatever your use, remember that you are responsible for ensuring that what you are doing is legal. Do not assume that just because we believe a book is in the public domain for users in the United States, that the work is also in the public domain for users in other countries. Whether a book is still in copyright varies from country to country, and we can't offer guidance on whether any specific use of any specific book is allowed. Please do not assume that a book's appearance in Google Book Search means it can be used in any manner anywhere in the world. Copyright infringement liability can be quite severe.

About Google Book Search

Google's mission is to organize the world's information and to make it universally accessible and useful. Google Book Search helps readers discover the world's books while helping authors and publishers reach new audiences. You can search through the full text of this book on the web at <http://books.google.com/>



Minnesota Coll.



SESSION LAWS
OF THE
STATE OF MINNESOTA

PASSED DURING THE
THIRTY-NINTH SESSION

OF THE
STATE LEGISLATURE

BEGINNING JANUARY FIFTH, ONE THOUSAND NINE
HUNDRED AND FIFTEEN

OFFICIAL PUBLICATION BY SECRETARY OF STATE

JULIUS A. SCHMAHL
SECRETARY OF STATE

STANFORD LIBRARY

ST. PAUL
THE PIONEER COMPANY
1915

✓215426

The annotations in **bold-face type**, preceding each section, are no part of the law, but are inserted as required by statute.

The matter in *italics* shows where a section of a law previously enacted has been changed.

JULIUS A. SCHMAHL,
Secretary of State.

VSABBL 137 14 14

On this 25th day of November, 1914, Governor Eberhart duly issued and caused to be filed in the office of the Secretary of State his proclamation as follows:

STATE OF MINNESOTA

EXECUTIVE DEPARTMENT

PROCLAMATION

WHEREAS, The Legislature of the State of Minnesota, by an act entitled:

“An act proposing an amendment to Article Eight of the Constitution of the State of Minnesota, to authorize the setting apart certain of the state's lands as state forests;”

proposed to the legal voters of said state for their approval or their rejection an amendment to Article Eight (8) of the Constitution of the State of Minnesota, which amendment when so approved shall be known as Section Seven (7) of said Article Eight (8), and shall read as follows:

“Such of the school and other public lands of the state as are better adapted for the production of timber than for agriculture may be set apart as state school forests, or other state forests, as the Legislature may provide, and the Legislature may provide for the management of the same on forestry principles. The net revenue therefrom shall be used for the purposes for which the lands were granted to the state.”

AND WHEREAS, It appears from the official canvass of the votes cast at the last general election held in the State of Minnesota, on the third day of November, 1914, for and against the aforesaid Constitutional Amendment, made in conformity with the law, that a majority of all the electors voting at such election upon said amendment voted for its adoption;

Now, THEREFORE, I, Adolph O. Eberhart, Governor of the State of Minnesota, by virtue of the power vested in me, and in compliance with the law, do hereby publish and proclaim that the proposed amendment to Article Eight (8) of the Constitution of the State of Minnesota has been ratified and adopted in the manner prescribed by the Constitution and laws of this state, and that the same is from and after the date hereof a part of such Constitution.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Minnesota to be hereto affixed at the Capitol, in the City of St. Paul, this 25th day of November, 1914.

(Great Seal)

ADOLPH O. EBERHART,
Governor.

Attest: JULIUS A. SCHMAHL,
Secretary of State.

SESSION LAWS
OF
MINNESOTA

PASSED AND APPROVED DURING THE THIRTY-
NINTH SESSION OF THE LEGISLATURE
COMMENCING JANUARY FIFTH
1915

CHAPTER 1—H. F. No. 5.

An Act to appropriate money for the payment of the salary of the lieutenant governor and the salary and the mileage of the members of the legislature and for the payment of the per diem of the officers and the employees of and all the other expenses of the legislature—including payment for necessary supplies therefor.

Be it enacted by the Legislature of the State of Minnesota: '

Section 1. **Appropriation of \$125,000 for legislative expenses.**—That the sum of one hundred and twenty-five thousand dollars (\$125,000.00) or so much thereof as may be found necessary be and the same hereby is appropriated from the revenue fund for the payment of the salary of the lieutenant governor and the salary and the mileage of the members of the legislature and for the payment of the per diem of the officers and the employees of and all the other expenses of the legislature—including payment for necessary supplies therefor.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved January 13, 1915.

CHAPTER 2—H. F. 110.

An Act to authorize and empower cities in the State of Minnesota which now have or hereafter may have 20,000, and not more than 50,000, inhabitants to reconstruct, rebuild, pave, repair and improve certain bridges and to issue bonds therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Bond issue of \$125,000 authorized for reconstructing and repairing bridges in certain city.—That each city in the State of Minnesota which now has or hereafter may have 25,000 and not more than 50,000, inhabitants, is hereby authorized and empowered to reconstruct, rebuild, pave, repair and improve any foot and carriage bridge and approaches thereto and any part or parts thereof across a river adjacent to such city, and thereafter to maintain the same.

For the purpose of this act the population of each city of this state shall be ascertained and determined according to the last census taken under and pursuant to the laws and authority of the State of Minnesota.

Sec. 2. Two-thirds vote of city council to govern issuance.—That the city council or other governing body of each city referred to in section one of this act is hereby authorized and empowered by a vote of two-thirds of all its members to issue the bonds of such city, with coupons attached, to the amount of one hundred twenty-five thousand dollars, or so much thereof as said council or governing body may deem necessary, for the purpose of reconstructing, rebuilding, paving, repairing and improving the bridge and approaches or any part or parts thereof, mentioned in this act.

Sec. 3. Denominations of bonds and when payable.—One-half of said bonds shall be of denominations of one hundred dollars each and the other half of said bonds shall be of denominations of one thousand dollars each, and shall be payable at such place and at such times within thirty-five years from the date of their issue as the city council or other governing body may designate, and any portion of said principal sum not exceeding twenty thousand dollars may be made payable in any one year, any provision in the charter of such city or the general laws of this state to the contrary notwithstanding.

Approved January 22, 1915.

CHAPTER 3—H. F. No. 212.

An Act authorizing boards of county commissioners in counties now having or hereafter having a population of over 200,000 and not over 300,000 inhabitants to issue bonds for the purchase, erection and equipment of homes for boys or girls in connection with the juvenile court.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Bond issue of \$15,000 authorized for home for girls and boys.—For the purpose of providing funds for the purchase, erection and equipment of homes for boys or girls in con-

nection with the juvenile court pursuant to the provisions of Chapter 83, of the General Laws of Minnesota, for the year 1913, the board of county commissioners in counties of this state now or hereafter having a population of over 200,000 and not over 300,000 inhabitants, is hereby authorized to issue, by resolution duly passed, and to sell not to exceed fifteen thousand dollars (\$15,000) par value of the bonds of such counties.

Sec. 2. Term of bonds and rate of interest.—No bond or bonds shall be issued under the authority of this act to run for a longer term than five (5) years or bearing a higher rate of interest than five per cent (5%) per annum. The bond or bonds to be issued hereunder shall be, subject to the limitations herein expressed, in such form and for such amount or amounts, at such a rate of interest, for such a period and shall be payable at such place as the board of county commissioners shall determine. Such bond or bonds shall be signed by the chairman of the board of county commissioners and shall be attested by the county auditor.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved January 28, 1915.

CHAPTER 4—H. F. No. 3.

An act to provide for the payment of bills, claims and demands against county boards of control in all counties of this state now or hereafter having a board of control where the funds of said boards of control are supplied in part by any city within said county, and in part by said county, and to provide for the designation of a depository of the funds of said boards of control.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Procedure for payment of bills, claims, etc., of board of control of Ramsey county.—In every county of this state in which there exists or shall hereafter exist a board of control which is maintained by funds supplied in proportionate parts by a city within said county and by the county, all bills, claims and demands against said board of control shall be allowed and shall be paid as follows:

Said board of control shall certify monthly, upon the signature of its chairman, or in his absence, its vice chairman, and its secretary, to the county auditor of such county, a pay-roll or statement giving the name, position and salary of each of its employees, and the period during which services were rendered and salary earned. It shall certify a similar pay-roll to the council of said city for the payment of its proportionate part thereof. Upon the receipt of said pay-roll, said county auditor

shall issue his warrant directing the county treasurer of said county to pay to said board of control the county's proportionate part of the aggregate amount of said pay-roll. Upon the receipt of said pay-roll so certified to the city council by the comptroller after the same has been audited by said city comptroller, said council shall direct the treasurer of said city to pay to said board of control, the city's proportionate part of the amount of said pay-roll. All accounts, bills, claims or demands against any such board of control, except claims included in pay-rolls as herein-before specified, shall be reduced to writing in items, and verified by the person claiming the same or his agent, to the effect that such account, bill, claim or demand is just and true, that the property therein charged was actually delivered or used for the purposes therein stated, and is of the value therein charged, and that the services therein charged were actually rendered and were of the value therein charged, and that no part of such account, bill, claim or demand has been paid. Said account, bill, claim or demand shall be in duplicate.

Said board of control shall, monthly, cause to be presented to the board of county commissioners of said county, all such accounts, bills, claims or demands against said board of control, and shall at the same time cause to be presented to the council of such city, the duplicates of all such accounts, bills, claims or demands against said board of control.

Said board of county commissioners shall allow said accounts, bills, claims or demands, in whole or in part, and thereupon there shall issue the warrant of the chairman thereof, attested by the auditor, directing the county treasurer of said county to pay to said board of control the county's proportionate part of the aggregate amount of all of said accounts, bills, claims or demands so allowed.

Said council shall, after audit by the city comptroller, allow said accounts, bills, claims or demands, in whole or in part, and shall direct the city treasurer of said city to pay to said board of control the city's proportionate part of the aggregate amount of all of said accounts, bills, claims or demands so allowed.

Sec. 2. Moneys paid to be deposited to credit of board of control.—All moneys paid to said board of control under the provisions of this act, as soon as received, shall be deposited by said board of control, in the name of said board of control, in one or more banks designated by said board of control to be the depositories of the funds of said board of control. Every bank or banker, upon being designated as a depository of said board of control, shall deposit with the county treasurer of said county, a bond, approved by the county board, in at least double the amount to be deposited, payable to the board of control, and it shall be given for the term of two years. Securities may be deposited

with said county treasurer in lieu of said bond in the same manner and upon the same terms as is now provided with reference to county depositaries.

Sec. 3. Board of control to issue checks for claims.—Said board of control shall issue checks against the funds so deposited for pay-rolls payable to the persons employed in and about such institutions as certified to in said approved pay-roll. Said board of control shall issue checks against funds so deposited in the full amounts and to the persons, companies or corporations only, specified in said accounts, bills, claims or demands allowed as hereinbefore provided, and said checks so issued shall by number or otherwise show their connection with said accounts, bills, claims or demands. All checks issued by said board of control shall be signed by its chairman, or in his absence by its vice chairman, and shall be attested by its secretary.

Sec. 4. Chairman and secretary to each give bond in sum of \$15,000.—The chairman of said board of control and the secretary of said board of control shall each give a bond to secure the faithful performance of their respective duties, payable to said city and said county, in the proportionate amounts furnished by the city and county respectively, in supporting said board of control; each of said bonds to be in the sum of fifteen thousand dollars (\$15,000.00), and to be executed by a responsible surety company. Said bonds shall be approved by the board of county commissioners of said county, and shall be deposited with the county treasurer of said county. The premiums upon said bonds shall be paid as other claims against said board of control are paid.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved January 29, 1915.

CHAPTER 5—H. F. No. 82.

An Act relating to boards of park commissioners in cities in the State of Minnesota which now have or hereafter may have 20,000, and not more than 50,000, inhabitants, and to authorize and empower such boards to issue bonds for filling, bridging, and improving driveways and walks across lakes and providing funds for the improvement, maintenance and government of parks and parkways and for the payment of bonds issued by such boards.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Bond issue of \$35,000 authorized for park purposes in certain cities.—That in each city in the State of Minnesota which now has or hereafter may have 20,000 and not more than 50,000 inhabitants, and which now or hereafter has a board

of park commissioners having jurisdiction over public parks and parkways of such city, said board is hereby authorized and empowered, by a majority vote of its members, to issue the bonds of such city with coupons attached, to be denominated "Park Bonds," to the amount of thirty-five thousand dollars, or so much thereof as said board may deem necessary, in addition to all bonds heretofore authorized, for the purpose of filling, refunding the payments for filling heretofore done, bridging, establishing a driveway and walks across any lake within the boundaries of such city and paving and making such other improvements in connection therewith as to said board may seem proper.

For the purposes of this act the population of each city of this state shall be ascertained and determined according to the last census taken under and pursuant to the laws and authority of the State of Minnesota.

Sec. 2. Denominations of bonds and when payable.—One-half of said bonds shall be of the denominations of one hundred dollars and the other half of the denominations of one thousand dollars each, and shall be payable at such place and at such times within 35 years from the date of their issue as said board may designate, and any portion of said principal sum not exceeding five thousand dollars may be made payable in any one year, any provision of the charter of such city or the general laws of this state to the contrary notwithstanding.

Said bonds shall be drawn payable to bearer or to the order of the person or corporation to whom they may be delivered, as said board may deem best and shall draw interest payable annually or semi-annually at such place as said board may determine, at a rate not exceeding five per cent per annum to be represented by coupons attached to said bonds. Said bonds shall be signed by the president and secretary of said board and attested by the city recorder or clerk of such city and the corporate seal of such city shall be imprinted thereon, and such coupons shall be signed by the secretary of said board or a fac-simile of his signature be printed thereon.

Sec. 3. Register of bonds to be kept by clerk.—It shall be the duty of said board and of the recorder or clerk of such city to keep an accurate register of all bonds issued under the provisions of this act, showing the number, amount, dates of issue and maturity of each bond; and for the payment of the principal and interest of said bonds, the said parks and improvements thereon shall be irrevocably pledged with a first lien thereon and such city shall be irrevocably bound for the payment thereof; and said bonds may be sold by said board upon such terms and for such prices as in its judgment are the best which can be obtained for the same; provided the sum realized therefrom shall not be less than par.

Sec. 4. Use of proceeds from sale.—The proceeds of all bonds issued under and by virtue of this act shall be devoted to the purpose or purposes herein contemplated, including the fees and expenses of the engineers employed in connection therewith.

Sec. 5. No bond to be issued after five years from date of act.—No bonds shall be issued by virtue of this act after five years from the date of its passage.

Sec. 6. Estimate for payment of bonds required annually.—Said board of park commissioners of each such city shall annually on or before the first day of September in each year, transmit to the recorder or clerk of such city an estimate in writing of the amount of money necessary for the payment of bonds issued by said board under this or any prior act, the interest thereon and also the amount of money that will be required for the improvement, maintenance and government of parks and parkways, during the succeeding fiscal year, and said city recorder or clerk shall certify the same to the county auditor of the county in which such city is located; provided, however, that no more than seven thousand five hundred dollars shall be expended in any one year for the improvement, maintenance and government of such parks and parkways, other than as contemplated in Section 1 of this act, unless authority therefor be first obtained by said board from the city council or other governing body of such city. The county auditor shall proceed to determine what per cent on the taxable property of such city, the sum thus certified by said recorder or clerk, is, and shall extend the same on the next general tax list in a separate column, and the same shall be collected in the same manner as other city taxes, and all the provisions of law in respect to the collection of state and county taxes, and proceedings to enforce the same, so far as applicable, shall apply to said assessment and taxes.

The money collected from such taxes and the proceeds from all bonds issued by said board shall be placed by the treasurer of such city to the credit of said board and shall be drawn from the city treasury by warrant signed by the president and secretary of said board and in no other way.

Sec. 7. This act shall take effect and be in force from and after its passage.

Approved January 29, 1915.

CHAPTER 6—H. F. No. 43.

An Act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain drainage proceedings legalized.—Where the county board of any county of this state, *or the judge of any of the district courts of this state*, in pursuance of Chapter 230 of the Laws of 1905 and the acts amendatory thereof or supplemental thereto, has located and established or attempted to locate and establish any ditch, drain, or water course wholly within any county of this state, or partly within two or more counties thereof, and it has been determined by resolution adopted by said board or order made by said judge, that such ditch, drain or water course will be of public utility and promotive of or be conducive to the public health, and that the benefits or estimated benefits to be derived from the construction thereof are greater than the total cost, including damages awarded, and such ditch, drain or water course has been actually constructed, *in accordance with the plans and specifications filed by the engineer therein, or of the contract made in accordance with such plans and specifications*, or the county has entered into a contract or contracts for the construction thereof, and the county auditor has, or the county auditors, as the case may be, or any of them, have executed and filed in the office of the register of deeds the tabular statement provided for in said act, making assessments for the cost of the location, establishment and construction of the same within such county against the lands, corporations and roads benefited thereby, and *the time for appeals has expired and no appeals have been taken therefrom or from any such proceedings, or if such appeals have been taken that the same have been determined before the passage of this act*, then the said proceedings and all assessments or liens so levied or attempted to be assessed or levied for the actual cost of such work, including damages awarded, are hereby legalized and declared to be valid and in full force and effect until paid, in the time and manner set forth in said act and amendments thereto.

Sec. 2. Not to affect the right of appeal.—This act shall not apply to or affect the right of appeal from such proceedings, as now provided by law, or any actions or appeals now pending in which the validity of said proceedings is called in question.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved February 1, 1915.

CHAPTER 7—H. F. No. 238.

An Act to legalize the proceedings of any village organized and acting under any special law of the state in purchasing a site and building to be used as a village hall therein and issuing the bonds of the village therefor, and legalizing such purchase and bonds in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain village hall bonds legalized.—That when any village organized and acting under any special law of this state shall have heretofore purchased or agreed to purchase a building to be used as a village hall therein, together with the site therefor, and shall have heretofore by resolution of the village council or common council of the village determined to issue its bonds for that purpose in an amount not exceeding the cost of such purchase, if such purchase and bond issue shall have heretofore been authorized or attempted to be authorized by a majority of at least five-eighths ($\frac{5}{8}$) of the legal voters of the village voting at an election called or attempted to be called and held therein for that purpose, then and in every such case, notwithstanding any question as to the village being specifically authorized by the said special law under which it is acting, the village council or common council, or other governing body, is hereby authorized and fully empowered to complete such purchase, if it shall by resolution deem the same to be for the best interests of the village, and to issue the bonds of the village for that purpose in an amount not exceeding the purchase price of such village hall and site, but not exceeding five per cent (5%) of the assessed value of the property therein for taxation purposes, due at such time or times as it may determine, not exceeding fifteen (15) years, with interest at a rate not exceeding five per cent (5%) per annum payable annually or semi-annually at such place or places and executed in such manner as said governing body may determine, and sell or complete the sale thereof at not less than par; and all proceedings to that end heretofore taken by any such village under special law are hereby legalized.

Sec. 2. Not to affect pending act or appeal.—This act shall not apply to or affect any actions or appeals now pending, in which the validity of such proceedings is called in question.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved February 2, 1915.

CHAPTER 8—H. F. No. 35.

An Act to appropriate money to defray the cost of the publication of proposed amendments to the constitution, during the month of October, 1914.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Appropriation for publication of constitutional amendments.—That the sum of forty-three thousand and sixty-two dollars (\$43,062.00) be and is hereby appropriated out of any funds in the treasury not otherwise appropriated, for the payment for the publication of the proposed amendments to the constitution in various papers of the state.

Approved February 4, 1915.

CHAPTER 9—H. F. No. 192.

An Act to determine the amount to be allowed for clerk hire in the offices of county treasurers, in counties of this state containing seventy-five (75) or more congressional townships of land and having an assessed valuation of not less than six million dollars nor more than ten million dollars.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Clerk hire to be allowed county treasurers in certain counties.—In each county of this state containing seventy-five (75) or more congressional townships of land and having an assessed valuation of not less than six million nor more than ten million dollars, the county treasurer thereof shall be allowed for clerk hire for the year 1915 and each year thereafter, the sum of eight hundred dollars (\$800.00), to be paid in the manner provided by the laws of this state, relating to the payment of clerk hire allowed county treasurers.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved February 10, 1915.

CHAPTER 10—H. F. No. 467.

An act to establish a municipal court in the city of Little Falls, County of Morrison, State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Municipal court established at Little Falls.—A court of record to be known as "The Municipal Court of Little Falls" is hereby established in and for the City of Little Falls, County of Morrison, State of Minnesota.

Sec. 2. Powers of court.—Said court shall possess all the powers and be subject to all of the provisions set forth in that

portion of Chapter five (5), General Statutes of Minnesota for 1913, relating to municipal courts, and acts amendatory and supplementary thereto.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved February 20, 1915.

CHAPTER 11—H. F. No. 130.

An Act to amend chapter ninety-one (91) of the General Laws of 1913, entitled "An Act to prescribe the bounds of senatorial and representative districts and to apportion anew the senators and representatives among the several districts."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Pine and Chisago counties each made separate representative districts in 56th Senatorial District.**—That Section two (2) of Chapter ninety-one (91) of the General Laws of 1913 be and the same is hereby amended where it relates to the fifty-sixth district, so as to read as follows:

Fifty-sixth District.

The fifty-sixth (56) district shall be composed of the counties of Pine and Chisago and shall be entitled to elect one senator and two representatives.

The representative districts shall be divided as follows:

The county of Pine shall constitute one district and shall be entitled to elect one representative.

The county of Chisago shall constitute one district and shall be entitled to elect one representative.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved February 23, 1915.

CHAPTER 12—H. F. No. 237.

An Act entitled "An Act authorizing cities of the State of Minnesota which have sold bonds under authority of Chapter 274, Laws of 1913, approved April 15th, 1913, to use the unexpended portion of the proceeds of the sale of such bonds for the purposes authorized by said act, notwithstanding any provisions of the charters of such cities theretofore or thereafter adopted, requiring moneys expended for such purposes to be raised by assessment upon property benefited."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Continuing use of funds derived from sale of certain bonds.—That any city of the State of Minnesota which has heretofore, under authority of Chapter 274 of the General Laws of the State of Minnesota, for the year 1913, entitled "An Act to authorize cities in this state now or hereafter having a population of more than fifty thousand inhabitants to issue and sell bonds for the purpose of acquiring and improving lands for public parks and parkways," approved April 15th, 1913, sold bonds as authorized therein for the purpose of acquiring and improving lands for public parks and parkways, and which has not at the time of the passage of this act expended the whole of the proceeds of the sale of such bonds, is hereby authorized and empowered to use and expend, for the purpose of acquiring and improving lands for public parks and parkways, any unexpended portion of the bonds so sold, notwithstanding any of the provisions of the charter of such city requiring the acquisition of lands for public parks and parkways and the improvement thereof to be paid for by assessment upon the property benefited and notwithstanding that the unexpended portion of said bond issue may have been transferred to some other account than the park fund of such city, so long as such money is actually unexpended.

Sec. 2. Application.—This act shall apply to such cities as are, or may hereafter be, governed by a charter adopted pursuant to Section 36 of Article 4, of the Constitution of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved February 20, 1915.

CHAPTER 13—H. F. No. 180.

An Act to amend Section 5210, Chapter 40, General Statutes of Minnesota 1913, relating to the terms of interest payments on school and other state lands.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Payment of interest on lands purchased from state.—That Section 5210, Chapter 40, General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

5210. Terms of payment—Interest.—The terms of payment on the sale of all state lands other than pine lands shall be as follows: On those which are chiefly valuable for the timber thereon, the purchaser shall pay at the time of sale the value of such timber, and on other lands fifteen per cent of the purchase price. In all cases, including pine lands from which the timber has been sold, the balance of the purchase price shall be payable

at any time within forty years, at the option of the purchaser, with interest at the annual rate of four per cent., payable on June 1 in each year.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved February 20, 1915.

CHAPTER 14—H. F. No. 542.

An Act to authorize and empower cities in the State of Minnesota which now have or hereafter may have 20,000, and not more than 50,000, inhabitants to reconstruct, rebuild, repair and improve certain bridges and to issue bonds therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Reconstruction of bridge in certain cities authorized.**—That each city in the State of Minnesota which now has or hereafter may have 20,000 and not more than 50,000, inhabitants, is hereby authorized and empowered to reconstruct, rebuild, pave, repair and improve any foot and carriage bridge and approaches thereto and any part or parts thereof across a river adjacent to such city, and thereafter to maintain the same.

For the purposes of this act the population of each city of this state shall be ascertained and determined according to the last census taken under and pursuant to the laws and authority of the State of Minnesota.

Sec. 2. **Bond issue of \$125,000 authorized.**—That the city council or other governing body of each city referred to in Section one of this act is hereby authorized and empowered by a vote of two-thirds of all its members to issue the bonds of such city, with coupons attached, to the amount of one hundred twenty-five thousand dollars, or so much thereof as said council or governing body may deem necessary, for the purpose of reconstructing, rebuilding, paving, repairing and improving the bridge and approaches or any part or parts thereof, mentioned in this act.

Sec. 3. **Denominations of bonds and when payable.**—One-half in number of said bonds shall be of denominations of one hundred dollars each and the other half in number of said bonds shall be of denominations of one thousand dollars each, and shall be payable at such place and at such times within thirty-five years from the date of their issue as the city council or other governing body may designate, and any portion of said principal sum not exceeding twenty thousand dollars may be made payable in any one year, any provision in the charter of such city or the general laws of this state to the contrary notwithstanding.

Sec. 4. **How bonds may be issued.**—Said bonds shall be drawn payable to bearer or to the order of the person or corpora-

tion to whom they may be delivered, as the city council or other governing body may deem best and shall draw interest, payable annually or semi-annually at such place as such council or governing body may determine, at a rate not exceeding five per cent per annum to be represented by coupons attached to said bonds. Said bonds shall be signed by the mayor and attested by the recorder or clerk of such city and the corporate seal of such city shall be imprinted thereon, and said coupons shall be signed by the recorder or clerk or a fac-simile of his signature be printed thereon.

Sec. 5. Council to levy taxes for payment of bonds and interest.—The city council or governing body of such city is hereby authorized and empowered to and shall make provision, by the levying of taxes, for the payment of the principal and interest of the bonds issued under and by virtue of the authority and power granted by this act, as the same may become due.

Sec. 6. How proceeds from sale of bonds are to be used.—The proceeds of all bonds issued under and by virtue of this act shall be devoted to the purpose or purposes herein contemplated, including the fees and expenses of the engineers employed in connection therewith.

Sec. 7. No bonds to be issued after three years.—No bonds shall be issued by virtue of this act after three years from the date of its passage.

Sec. 8. Chapter 2, S. L. 1915, repealed.—That Chapter 2 of the General Laws of Minnesota for 1915 be and the same is hereby repealed.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved February 20, 1915.

CHAPTER 15—H. F. No. 131.

An Act to amend Section 9100 of the General Statutes of Minnesota, 1913, relating to the qualifications of jurors and providing for the exemption of certain persons from serving as such.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Licensed embalmers exempted from jury service.—That Section 9100 of the General Statutes of Minnesota, 1913, be and the same is hereby amended to read as follows:

9100. In addition to the persons otherwise exempted therefrom by law, the following persons shall be exempt from service as grand jurors: United States officers, judges of courts of record, commissioners of public buildings, the state auditor, treasurer, and librarian, all county and city officers, including members of school boards in cities of the first class, constables,

attorneys at law, ministers of the gospel, preceptors and teachers of high and graded schools and academies, one teacher in each common school, practicing physicians and surgeons, *duly licensed embalmers*, one miller to each grist mill, one ferryman to each licensed ferry, all acting telegraph operators, all members of fire companies organized according to law, all engineers actively engaged as locomotive or stationary engineers, all persons more than sixty years of age, all persons not of sound mind or discretion, and all persons subject to any bodily infirmity amounting to disability. All persons unable to speak and understand the English language, all persons whose names have been placed on any jury list at the request or suggestion, direct or indirect, of any person other than the officer charged with preparing such list, and all persons who shall have been convicted of any infamous crime, shall be disqualified from serving as grand jurors.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved February 20, 1915.

CHAPTER 16—H. F. No. 79.

An Act to provide one additional judge for the District Court of the Second Judicial District of the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **One additional judge for Ramsey county.**—One judge of the District Court of the Second Judicial District of the State of Minnesota, in addition to the present judges of said court, is hereby authorized, and the office of such additional judge is hereby created.

Sec. 2. **To be elected at next general election.**—One incumbent to fill the office hereby created shall be elected at the general election to be held next after the passage of this act. The person so to be elected shall have and possess the qualifications prescribed by law for the other judges of said court. He shall take office on the first Monday in January, 1917, and shall serve for a term of six years. His successor shall be elected as shall then be provided by law for the election of judges of said court.

Sec. 3. **Incumbent to have same powers as present judges.**—The incumbent of the office hereby created shall have and exercise all the rights, powers and privileges and shall be subject to the same duties and obligations as are by law granted to or imposed on the other judges of said court. He shall receive the same compensation as such other judges, to be paid in the same manner and at the same time as to the other judges of said court.

Sec. 4. **Governor to appoint judge ad interim.**—Within ten days after the passage of this act, the governor of the State

of Minnesota shall appoint one suitable and legally qualified person to hold the office of Judge of the District Court of the Second Judicial District hereby created until the election and taking of office by incumbent thereof under the provisions of Section 2 of this act. Any vacancy in the office hereby created shall be filled in like manner as is or shall be provided by law for the filling of vacancies in the offices of other Judges of the District Court of said District.

Approved February 20, 1915.

CHAPTER 17—H. F. No. 52.

An Act to amend Section 1203 of General Statutes of 1913, relating to the reincorporation of villages and boroughs.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Proposed relinquishment of village or borough charter may be submitted to voters at annual village election on proper notice being given.—That Section 1203 of General Statutes of 1913 be and the same hereby is amended so as to read as follows:

Section 1203. Surrender of charter—Reincorporation.—Any village or borough organized under general or special charter may relinquish the same, and thenceforth be governed as herein provided. The council or other governing body may propose such relinquishment by a resolution ordering a special election thereon, *or ordering such proposition to be submitted at the annual village election.* Notice of such special election, and the conduct thereof, shall be as prescribed by law for other special village or borough elections. *If submitted at the annual village election, the notice of such election shall contain a notice of the submission of such proposition.* The ballots used shall bear the printed words, "For reincorporation—Yes—No," with a square after each of the last two words, in one of which the voter may insert a cross to express his choice. If a majority of the votes cast *upon such proposition* be in the affirmative, said governing body shall declare the result by resolution, a certified copy of which shall be filed with the county auditor, and another with the secretary of state. Thereupon the former charter shall cease, and the applicable provisions of this chapter be substituted therefor. But until after the election next ensuing, as herein provided, the officers of such former organization shall continue in the discharge of their official duties, being governed therein, so far as practicable, by this chapter.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved February 23, 1915.

CHAPTER 18—H. F. No. 95.

An Act to prohibit the sale or advertising for sale of cold storage eggs without making it known to the purchaser or prospective purchaser that they are cold storage eggs.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Cold storage eggs to be labelled.**—No person, firm or corporation by himself or his agents shall sell, agree to sell, or advertise for sale any cold storage eggs without making it known to the purchaser or prospective purchaser that the eggs are cold storage eggs, and all boxes or other receptacles in which cold storage eggs are sold or delivered, in whole-sale or retail, shall be stampe^d in a conspicuous manner with the words: "Cold Storage Eggs."

Sec. 2. **Dairy and food commissioner to enforce provisions.**—The dairy and food commissioner of the state is charged with the proper enforcement of all the provisions of this act.

Sec. 3. **Violation a misdemeanor.**—Whoever shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor and on conviction thereof shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00) or by imprisonment in the county jail for not less than fifteen days for each and every offense.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved February 25, 1915.

CHAPTER 19—H. F. No. 155.

An Act appropriating the sum of two thousand dollars to be used in defraying the immediate and necessary expenses of the state drainage board.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **\$2,000 appropriated for immediate use of drainage commission.**—That the sum of two thousand dollars, or as much thereof as may be required, be and the same is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, to delay the immediate and necessary expenses of the state drainage board.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved February 25, 1915.

CHAPTER 20—H. F. No. 244.

An Act to amend Section 5747, General Statutes 1913, relating to the taking of acknowledgments and the administration of

oaths by an officer, director, or stockholder of a corporation, so as to authorize them to protest instruments in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Power given for taking acknowledgments for protesting bills of exchange, etc.—That Section 5747 of General Statutes, 1913, be and the same is hereby amended so as to read as follows:

5747. Any person authorized to take acknowledgments or administer oaths, who is at the same time an officer, director, or stockholder of a corporation, is hereby authorized to take acknowledgments of instruments wherein such corporation is interested, and to administer oaths to any officer, director or stockholder of such corporation as such, *and to protest for non-acceptance or non-payment bills of exchange, drafts, checks, notes and other negotiable or non-negotiable instruments which may be owned or held for collection by such corporation, as fully and effectually as if he were not an officer, director or stockholder of such corporation.*

Approved February 25, 1915.

CHAPTER 21—H. F. No. 161.

An Act to empower the state highway commission to aid any village or city of the third or fourth class in the construction, rebuilding or improvement of bridges lying wholly or partly within such village or city connecting with a state road, state rural highway, or other public highway, out of the allotment to counties from the state road and bridge fund.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Highway commission empowered to aid in building bridges in certain cities and villages.—The state highway commission is hereby authorized to pay into the treasury of a village or city of the third or fourth class a part of the allotment of the state road and bridge fund, made to any county situate as hereinafter specified, to aid such village or city in the construction, rebuilding or improvement of a bridge situate wholly or in part in such village or city and connecting with a state road, state rural highway or other public highway lying in the same or an adjoining county, when requested so to do by the county board of the county to which the allotment is made.

Sec. 2. County commissioners to authorize payment of allotment.—Whenever the council of any village or city of the third or fourth class shall determine that it is necessary to build, rebuild or improve any bridge, including approaches thereto, upon or forming a part of the street or highway, either wholly or partly within its limits, when such bridge shall form a part or connect with any state road, state rural highway or public street

leading into or through such village or city, the county commissioners of the county in which such village or city is situate and the county commissioners of an adjoining county in which the state road, state rural highway or other public highway with which such bridge will connect is situate, may by resolution authorize the state highway commission to pay to the village or city a designated amount out of the allotment of the state road and bridge fund made to such county or counties, to aid such village or city in the building, rebuilding or improving of such bridge, provided, however, that the aggregate amounts so to be paid from the allotment or allotments of such county or counties, shall not exceed one-half of the cost of the construction, rebuilding or improvement of such bridge, and provided, further that no payment shall be made by the state highway commission from such allotment or allotments on any bridge which is not constructed, rebuilt or improved under the general supervision of the state highway commission and in accordance with the plans and specifications approved by it.

Sec. 3. May be made during two consecutive years.—Such payments may be made by the state highway commission, on request of the board of county commissioners during two consecutive years.

Sec. 4. Payments to be made on estimates of state engineer.—Such payments not exceeding in the aggregate the amounts specified by the board of county commissioners may be made by the state highway commission from time to time as the work of construction progresses and on estimates made or approved by the state engineer, not exceeding however one-half of the amount of such estimates; final payment to be made to the village or city when the bridge is completed and accepted.

Approved February 26, 1915.

CHAPTER 22—S. F. No. 311.

An Act to appropriate money for the use of the state game and fish commission, for the purpose of gathering pike spawn, gathering bass and crappie fry, and distributing fry.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. \$8,000 appropriated for gathering pike and other spawn.—The sum of eight thousand dollars (\$8,000.00) or so much thereof as may be necessary, is hereby appropriated from any money in the state treasury, not otherwise appropriated, for the purpose of gathering pike spawn, gathering bass and crappie fry, and for the distribution of trout, pike, bass and crappie fry, to be available immediately, from and after the passage of this act.

Approved March 1, 1915.

CHAPTER 23—S. F. No. 77.

An act granting to each county the option to determine by the votes of its electors whether sales of intoxicating liquors shall be prohibited therein; and to provide for elections therefor and the conduct thereof; and if so prohibited, providing for the annulment of licenses and the suspension within said county while such prohibition remains in force of all other statutes and of all municipal charters and ordinances, so far as the same shall grant local option to towns or municipalities therein, or relate to the granting of licenses for the sale of such liquors, the sales thereof by licensees, or the conduct of licensed public drinking places, and forbidding the sale or disposition of, or the storage or keeping for sale of such liquors, or the taking, receiving or soliciting orders for the same within said county; and providing penalties for the violations of the provisions of this act.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Definitions.—That in this act the word, "County" shall mean the particular county in which it is sought to secure prohibition pursuant to the terms hereof, the terms "Auditor," "County Board" and "Voters" shall refer respectively to the county auditor of said county, the county board thereof and the qualified voters therein; the terms "Intoxicating Liquor" and "Liquor," "sell" and "Sale" shall be given the same meaning respectively as is prescribed therefor in Section 3188 of the General Statutes of Minnesota for 1913, and the term "City," "Village," "Municipality," "Council," "Contestant" and "Contestee," the meaning prescribed therefor respectively in Section 299 of said General Statutes of Minnesota for 1913.

Sec. 2. Petition for Election.—That whenever there shall be presented to the county auditor of any county within this state a petition signed by any number of the qualified voters thereof, equal to or exceeding twenty-five (25) per cent of the total number of votes cast therein for governor at the last preceding general election, praying that a special election be held in said county to determine whether the sale of intoxicating liquors shall be prohibited therein, said auditor shall forthwith file such petition in his office, and thereafter keep and retain the same as a part of the records and files thereof, and said petition so presented and filed shall be prima facie evidence of the facts therein stated. Every such petition shall be substantially in the form hereinafter provided, and every such petitioner shall, opposite his signature thereto, specify his residence, giving the street and number, if any, and no voter shall sign his name to or withdraw his name from any such petition after the same has been so presented to the county auditor. Said petition shall also contain a written or printed oath to the effect that the petitioner is a legal voter of said county and knows the contents and purpose of said

petition and signed the same of his own free will, and each petitioner shall at the time of signing be sworn as aforesaid. No signature shall be valid unless the date of the verification of the signer is less than ninety (90) days before the date of its presentation to the county auditor. Said petition when so presented may consist of separate petitions fastened together as one document, and containing in the aggregate the number of voters hereinbefore specified.

Sec. 3. Order for Election.—The auditor shall upon the filing of said petition in his said office, forthwith make and file therein an order bearing his signature and his official seal directing the submission to the voters of said county of the question whether the sale of intoxicating liquors shall be prohibited therein, at a special election for such purpose, to be held on a Monday occurring not less than forty (40) days nor more than fifty (50) days after such filing of said petition; provided, however, that if said petition is presented to the auditor within sixty (60) days prior to any primary or general election in said county or any regular town or village election therein, then, and in such event, the election to be held hereunder upon the presentation of such petition shall be fixed for a Monday not less than thirty (30) days nor more than forty (40) days subsequent to said primary, general, or regular town or village election; provided that said election shall not be held on the same day as any other regular municipal election; and provided that the time during which the holding of such election may be postponed by any obstacle shall not be a part of the time within which the election is hereby required to be held and provided further that no election in any such county under the provisions of this act shall be ordered or held within three (3) years subsequent to a previous election hereunder in such county, unless such previous election shall have been set aside or adjudged invalid.

Sec. 4. Notice of Election.—Said auditor shall immediately upon such filing of said petition and affidavits and his said order, make and file in his office a notice of such election, bearing his signature and official seal, and thereupon and at least twenty-five (25) days prior to the time fixed for the holding of said election serve a duplicate copy of said notice personally or by registered mail upon the clerk or recorder of each village, city or town within said county, and shall forthwith make and file in his office an affidavit showing the time and manner of such service, whereupon, each clerk or recorder shall at least fifteen (15) days before said election, cause to be posted in three conspicuous places, in each election district of his city, village, or town, a notice of said election, and one copy of each notice so posted together with proof of such posting thereof by affidavit of the person posting the same shall be forthwith filed by each said clerk

and recorder in his respective office. Failure for any cause to give any of the notices herein required or to make or file proof thereof shall not be held to invalidate any election held hereunder.

Sec. 5. Judges and Clerks of Election.—The members of the town board shall be judges of such election in the election district in which they respectively reside unless all are of like belief, either in favor of prohibiting the sale of intoxicating liquors in said county or against the prohibition thereof in which case not more than two, determined by lot unless otherwise agreed upon, shall act as judges. But no member of such board shall be compelled to serve as judge, and if any decline they shall notify the town board in time to fill the place by appointment.

The council of every municipality at least ten (10) days before such election, shall appoint to be judges thereof three (3) qualified voters of each district therein, at least one (1) of whom shall be known to be in favor of prohibiting the sale of intoxicating liquors in said county, and one (1) shall be known to be against prohibiting such sale. But in villages having but one (1) district and not included in any town district, the members of the council shall be judges, subject to the qualifications and restrictions provided for town boards in like cases.

The judges of each district shall appoint two (2) qualified voters therein as clerks except that in towns, the town clerk, and in villages having but one (1) district and not included in any town district, the village clerk or recorder shall serve as one (1) of the clerks in the district where he resides. No more than two (2) judges and one (1) clerk, in any district shall be of like belief, either in favor of prohibiting the sale of intoxicating liquors in said county or against prohibiting such sale, and no person shall be eligible as judge or clerk unless he can read, write and speak the English language understandingly. And no additional judge or clerks to be known as ballot judge or clerks shall be appointed. Whenever for any reason it becomes necessary to appoint one or more judges in order to provide three judges for each election district, the town board or council shall at least five (5) days before the time fixed for the holding of said election appoint the number required. Vacancies in the office of judge or clerk by reason of failure to appear at the time and place of said election or otherwise shall be filled as provided by law for general elections in this state, subject to the qualifications and restrictions hereinbefore prescribed.

Sec. 6. Challengers.—The judges shall allow one (1) voter, known to be in favor of prohibiting the sale of intoxicating liquors in such county and one (1) known to be against prohibiting such sale, to be in the room where the election is held, to act

as challengers of voters. Such challengers shall be subject to the provisions of law relating to challengers in case of general elections.

Sec. 7. Ballots.—The ballots for said election shall be printed in the following form, words and characters:

Shall the sale of liquor be prohibited?

.....
: Yes :
.....
: No :
.....

The voter shall mark a cross in one (1) of the above squares to express his choice. Such ballot shall take the place of the official ballot required for general elections and, together with a sufficient number of blank forms for lists and affidavits, and such other blanks as are required in preparing for and conducting such election, shall be prepared under the direction of the county auditor and with such forms and blanks by him delivered to the proper clerks or boards in sufficient quantities and in time to enable them to comply with the provisions of this act, all as provided by law in case of general elections for county officers.

Sec. 8. Conduct of Elections.—In all elections hereunder, except as to matters herein otherwise provided for, all provisions of law governing general elections for county officers in this state, including penal provisions and provisions relating to compensation of officials, and to payment of expenses incurred in preparing for and conducting elections, shall apply and govern as far as applicable. Provided that the compensation of the members of the county canvassing board shall be the same as the compensation of the members of the county canvassing board provided for by said election laws. The ballots shall be given to electors, marked, cast, counted, canvassed, returned and preserved, and returns made and delivered to the auditor, all substantially in accordance with the law governing general elections for county officers. It shall not be necessary to make new election districts or to make any new register of voters for any election held pursuant to this act prior thereto, but the judges of such election in each district shall take from the custodian thereof and use at such election the register of voters used in said district at the general election next preceding said election so as to be held as herein provided. If any person shall offer to vote in any such districts whose name does not appear on such registration list, his name shall be entered thereon upon his taking such oath, answering such questions, and complying with such other provisions as shall be required by the then existing laws regulating the registration of voters. After his name is so entered and before he receives the ballot, the judges shall administer the following oath:

"You do swear that you are a citizen of the United States; that you are twenty-one years of age, and have been a resident of this state for six months immediately preceding this election; that you are a qualified voter in this district; and that you have not voted at this election."

Upon taking this oath if the judges are satisfied he is a qualified voter, he shall be allowed to vote. If such person refuses to take this oath, he shall not be allowed to vote and his name shall be removed from the register.

Sec. 9. County Canvassing Board.—The auditor, the chairman of the county board, and two qualified electors of the county, appointed by the auditor, one (1) known to be in favor of prohibiting the sale of intoxicating liquors, in said county, and one (1) known to be against prohibiting such sale, shall constitute the county canvassing board, any three of whom at least one being known to be in favor of prohibiting and one being known to be against prohibiting such sale, being present and sworn shall have power to act; and it shall be the duty of the auditor to appoint electors willing to act on said canvassing board as soon as practicable and within five (5) days after the day of said election. Such board, as soon as practicable and within ten (10) days after said election, shall meet at the auditor's office and there publicly canvass the returns made to said auditor. Such canvass shall, forthwith and within fifteen (15) days after said election, be completed and thereupon said board shall certify in writing the result of said canvass, and forthwith file their certificate thereof, duly signed by the members of the board so acting, with the county auditor of said county.

Sec. 10. Contests.—Any voter may contest the validity of such election, as provided by sections 529, 530 and 531 of the General Statutes of Minnesota for 1913, provided that it shall be the duty of the county attorney of such county to appear in defense of the validity of such election in any such contest in his county; and provided further that any voter of said county may appear at any time before trial and defend as contestee therein by serving written notice of his appearance signed by himself or his attorney on the contestant or his attorney, as provided by law, for the service of answers in civil actions. A writ of mandamus shall issue on information of any legal voter of said county to compel the performance of any duty enjoined upon any officer by this act, and all the provisions of Chapter 87, of the General Statutes of Minnesota for 1913 relating to mandamus proceedings shall apply to any proceedings hereunder as far as the same may be applicable.

Sec. 11. Suspension of laws.—If a majority of the votes at any such election be cast in favor of prohibiting the sale of intoxicating liquors then, and in that event, and not otherwise, from

and after the time of the filing of the certificate of the county canvassing board, as herein prescribed, the operation and enforcement of every statute and of every municipal charter now existing or hereafter enacted or adopted, so far as the same shall make the granting of licenses for the sale of intoxicating liquors or the sale or other disposition thereof, optional with the voters of towns, villages or cities, or any thereof, or in any manner authorize or relate to the granting or issuance of any such license shall become and be wholly suspended in said county, and in each town, village and city therein, and the selling or storing or having in possession for sale or soliciting, receiving or taking any orders for, intoxicating liquors in any quantity whatsoever, and the keeping of any place, structure or vehicle, transient or permanent, where such liquor shall be sold or stored or kept for sale, in any quantity whatever, in any place in such county, shall be illegal and prohibited, except as hereinafter otherwise expressly provided and except further that licensees may sell intoxicating liquors until such time as their licenses shall be annulled under the provisions of this act. And six (6) months from and after the time of the filing of the certificate of the county canvassing board, as herein prescribed, the operation and enforcement, within said county, and in each said town, village and city therein, of every statute, municipal charter and ordinance, now existing or hereafter enacted or adopted, so far as the same shall relate to the sale of intoxicating liquor by licensees or the conduct or regulation of licensed public drinking places shall likewise become and be suspended. Each such suspension of the operation and enforcement of every such statute, charter and ordinance, and such prohibition shall continue until another election hereunder shall be held in said county, at which the majority of the votes cast shall be against prohibiting the sale of intoxicating liquors therein, whereupon such suspension and such prohibition shall cease, and all of the then existing statutes, municipal charters and ordinances be thereafter operative and enforceable within said county until the operation thereof shall be again suspended and such prohibition again put in force, under and pursuant to the terms of this act; provided, however, that no suspension of the operation or enforcement of any statute, charter or ordinance under this act shall in any manner prevent or affect the prosecution or enforcement of any offense committed or any penalty incurred at a time prior to such suspension or when same was not in force.

Sec. 12. Licenses annulled.—During the period of such prohibition and the suspension of the statutes and municipal charters first mentioned in the last preceding section, it shall be unlawful for any licensing board or council within said county to grant any license for the sale of intoxicating liquors therein. Every such license attempted to be granted in said county during such period of suspension or prohibition shall be null and void.

And all licenses for the sale of intoxicating liquors granted in said county after the passage of this act for a term which shall not have expired, shall six (6) months from and after such suspension of the statutes or charter pursuant to which the same was granted forthwith be annulled and the holder thereof be liable for the sale of any liquor made by him thereafter the same as though no license had ever been issued to him. The county or municipality issuing such license shall refund to the holder thereof the portion of the fees received and retained by it for such license corresponding to the unexpired term thereof, which shall thereupon be charged in its due proportion to the fund or funds to which it shall have previously been credited, appropriated or applied.

Sec. 13. Penalties and prosecutions.—(A) Every person, company, corporation, club, association or society, directly or indirectly, either personally or by clerk, agent or employee, who shall sell or store or have in possession for sale, or shall solicit, receive or take any orders for intoxicating liquor, in any quantity whatever, or who shall keep any place, structure or vehicle, transient or permanent, where any such liquor shall be sold or stored, or kept for sale, in any quantity whatever, in any county wherein the operation or enforcement of statutes, charters or ordinances shall be suspended or such prohibition be in force, as in this act provided, in violation of the provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than fifty (50) dollars and the cost of prosecution and be imprisoned in the county jail for not less than thirty (30) days, provided that the foregoing provisions in this section contained shall not apply to the keeper of any licensed drinking place until his license shall be annulled as hereinbefore prescribed, provided also that intoxicating liquor, manufactured in said county may be lawfully kept or stored at the place or places of such manufacture or any place in said county where necessary in due course of transportation from the place of manufacture, and provided further that any duly licensed and practicing physician or veterinarian may prescribe or any duly licensed pharmacist actually carrying on business as such may in good faith as such druggists or pharmacists dispense, or keep for the purpose of dispensing, intoxicating liquor under the conditions and restrictions and subject to the penalties prescribed in such cases by Chapter 16, of the General Statutes of Minnesota for 1913, and acts amendatory thereof.

(b) Whoever in making any affidavit accompanying the petition mentioned in section 1 of this act, shall knowingly, wilfully and corruptly swear falsely thereto, shall be deemed guilty of perjury and on conviction thereof be punished accordingly. Whoever forges the signature of any person upon any such peti-

tion shall be guilty of forgery and on conviction thereof be punished accordingly. Any person, who, not being at the time a qualified voter of the county, shall with unlawful intent sign such petition or vote at any election held hereunder and any person who shall induce another, knowing that he is not a qualified voter of said county, to sign such petition or vote at such election, or who shall directly or indirectly present or cause to be presented to the auditor any such petition, knowing or having reason to believe that any signer thereof is not a qualified voter, shall be guilty of a gross misdemeanor. And any public officer or judge or clerk of election who shall wilfully fail, neglect or refuse to perform any duty imposed by this act, shall be guilty of a gross misdemeanor.

Sec. 14. Evidence.—The certificate of the county canvassing board, filed as in this act provided, or a duly certified copy thereof, shall be prima facie evidence in all courts of this state of the facts therein set forth and that said election was petitioned for, ordered, held and conducted, all as provided by law. In any complaint, information or indictment for the violation of any of the provisions of this act, it shall not be necessary to set forth the facts showing that the required number of voters in the county petitioned for the election or that the election was held or that a majority voted in favor of prohibiting the sale of intoxicating liquor as herein provided; but it shall be sufficient to allege that the act complained of was then and there prohibited and unlawful.

Sec. 15. Duty of officers.—Every sheriff, constable, marshal and policeman shall summarily arrest any person found violating any provisions of this act, and the president or mayor of every municipality shall make complaint of every known violation thereof. And every county attorney shall prosecute all cases arising under this act within his county.

Sec. 16. Other statutes.—Except as herein provided, all statutes and municipal charters and ordinances operative within the county shall be and remain in full force and effect, so far as the same in any way relate to intoxicating liquors, and keeping of unlicensed drinking places, or the sale or disposition of such liquors to any person or class of persons whomsoever or any penalty or liability therefor

Sec. 17. Construction.—This act shall be liberally construed to effectuate the purpose of its enactment.

Sec. 18. Forms.—The petition for election provided for in this act, the order for such election, the notice thereof, to be made and filed by the auditor and thereupon served upon the clerk or recorder, and notice of such election to be prepared and

posted by such clerk or recorder, and the certificate of the county canvassing board of the returns thereof, may be in the following forms, respectively.

“FORM OF SAID PETITION.

“To the Auditor of County, Minnesota:

“The undersigned legal voters of said county pray that an election be held in the said county to determine whether the sale of intoxicating liquor shall be prohibited therein, and we and each of us do solemnly swear (or affirm) that we are legal voters of said county and know the contents and purpose of this petition, and signed the same of our own free will.”

Name of Signer	In Cities		Residence
	St.	No.	
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

FORM OF SAID ORDER.

State of Minnesota }
County of }

“A petition having been filed with the undersigned auditor of said county, signed by a number of qualified electors of said county equal to more than twenty-five (25) per cent of the total number of votes cast in said county for Governor at the last preceding general election, praying that an election be held in the said county to determine whether the sale of intoxicating liquors shall be prohibited therein.

IT IS HEREBY ORDERED, That a special election for such purpose be held in the various election districts in said county on the.....day of..... and that notice thereof be given as provided by law.

Dated the day of.....19..

... ..

County Auditor.”

FORM OF SAID AUDITOR'S NOTICE.

"To the (Clerk or Recorder) of the (Town, village or city) of
.....in.....County, Minnesota.

YOU ARE HEREBY NOTIFIED, That a special election
will be held in the several election districts in.....
County on the.....day of.....19.....for
the purpose of voting upon the question whether the sale of in-
toxicating liquors shall be prohibited within said county.

.....
County Auditor."

FORM OF SAID NOTICE TO BE POSTED.

"Election Notice."

"To the legal Voters of the (Town, village or city of.....
in the County of.....Minnesota.

NOTICE IS HEREBY GIVEN, That a special election will
be held at (insert location of polling place) (Insert "In the town
of....." or "In the village of....." or "In the
.....election district in.....ward of the city of
....." as may be required) in said county, between the hours
of.....o'clock in the forenoon and.....o'clock
in the afternoon on the day of.....for the purpose of
voting upon the question whether the sale of intoxicating liquors
shall be prohibited within county.

.....
Clerk (or recorder)"

FORM OF SAID CERTIFICATE.

"State of Minnesota }

County of.....}

We, the undersigned, constituting the Board of Canvassers
for said county, do hereby certify that we find and have so deter-
mined that, at the special election held in said county on the
.....day of.....19....on the question whether the sale
of intoxicating liquors should be prohibited in said county.....
.....votes were cast in favor of prohibiting such sale and
.....).....votes were cast against prohibiting such sale, and that
a majority of.....votes at said election was (in favor of
or against according to the fact prohibiting such sale, (or that
the result of said election was a tie, if such was the fact).

Dated this.....day of.....19.....

.....
.....
.....
.....
County Canvassers."

Sec. 19. This act shall take effect and be in force from and after its passage.

Approved March 1, 1915.

CHAPTER 24—S. F. No. 107.

An Act fixing the salaries of the county auditor and county treasurer in counties now or hereafter having not less than seventy nor more than eighty congressional townships, and having at any time an assessed valuation of not less than three million dollars and not more than five million dollars.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salaries of auditor and treasurer in certain counties.**—In each county of this state now or hereafter containing not less than seventy congressional townships and not more than eighty congressional townships and having at any time an assessed valuation of not less than three million dollars and not more than five million dollars, as finally equalized by the state tax commission, the county auditor and county treasurer shall each receive a salary of eighteen hundred dollars a year, payable in equal monthly installments out of the county treasury.

Sec. 2. **Allowances for clerk hire in same counties.**—The sum of fifteen hundred dollars per annum shall be allowed the county auditor and the sum of seven hundred and twenty dollars per annum shall be allowed the county treasurer of any such county for clerk hire, in such offices, which clerk hire shall be paid in the same manner as the salaries of other employees of such county.

Sec. 3. **Not applicable in certain cases.**—This act shall not apply to any county where salaries of such county officials are now fixed by special law.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved March 1, 1915.

CHAPTER 25—H. F. No. 221.

An Act to amend Section 1320 of the Revised Laws of 1905, being Section 2746 of the General Statutes of 1913, relating to powers and duties of school boards.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Enlargements or additions to existing school house sites provided for.**—That subdivisions numbered 1, of Section 1320 of the Revised Laws of 1905, being subdivision number 1, of Section 2746 of the General Statutes of 1913, be and the same is hereby amended so as to read as follows:

1. When authorized by the voters at a regular meeting or a special meeting called for that purpose, may acquire necessary sites for schoolhouses, or *enlargements or additions to existing schoolhouse sites*, by lease, purchase or condemnation under the right of eminent domain; erect, lease or purchase necessary school houses or additions thereto; and sell or exchange such school houses or sites and execute deeds of conveyance thereof. In any village or city such site, when practicable, shall contain at least one block, and, if outside of any city or village, two acres; and when any school house site shall contain less than such amount, the board shall, if practicable, acquire other land adjacent to or near such site to make, with such site, such amount.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 1, 1915.

CHAPTER 26—S. F. No. 378.

An Act to appropriate money for the expense of the Game and Fish Commission.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Appropriation of \$20,000 for use of game and fish commission.**—The sum of twenty thousand (\$20,000.00) dollars is hereby appropriated from any monies in the State Treasury, and not otherwise appropriated, for the maintenance of the Game and Fish Commission, to be available immediately on the passage of this act.

Approved March 5, 1915.

CHAPTER 27—S. F. No. 445.

An Act relating to public school districts in the State of Minnesota which now have or hereafter may have 20,000, and not more than 50,000, inhabitants, and to provide funds therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain school districts authorized to levy annual tax of thirteen mills on the dollar.**—That each public school district in the State of Minnesota which now has or hereafter may have 20,000, and not more than 50,000, inhabitants, is hereby authorized and empowered to annually levy for the general fund of such district a school tax not exceeding thirteen mills on the dollar of the valuation of all taxable property in such school district, according to the last preceding official assessment thereof.

Sec. 2. **Last census of state to govern.**—The provisions of this act shall apply to every public school district within the above mentioned class, whether existing under general or special law, and for the purposes of this act the population of each public school district in this state shall be ascertained and determined according to the last census taken under and pursuant to the laws and authority of the State of Minnesota.

Sec. 3. **Chap. 24, S. L. 1911, repealed.**—That Chapter 24, Laws 1911, be and the same is hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved March 5, 1915.

CHAPTER 28—H. F. No. 243.

An Act to permit any state bank or trust company to become a member of and hold stock in the Federal Reserve Bank.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Permitting state banks or trust companies to become members of the Federal Reserve banks.**—Any incorporated state bank or trust company may become a member of the Federal Reserve Bank of the Federal Reserve district in which said bank or trust company is located and may invest in and hold stock therein.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 6, 1915.

CHAPTER 29—H. F. No. 68.

An Act to require all public service corporations doing business within this state to pay their employees at least semi-monthly, the wages earned by them to within fifteen (15) days of the date of such payment, unless prevented by inevitable casualty, and fixing costs and disbursements in case of default.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Employees of public service corporations to be paid semi-monthly.**—All public service corporations doing business within this state are required to pay their employees at least semi-monthly, the wages earned by them to within fifteen (15) days of the date of such payment, unless prevented by inevitable casualty.

Provided, however, that whenever an employee shall be discharged, his wages shall be paid to him at the time of his discharge or whenever he shall demand the same thereafter.

Sec. 2. Penalty for failure to comply with preceding section.—Whenever any public service corporation shall for five days neglect or refuse to pay its employees as prescribed by Section 1 of this act, the wages due him may be recovered by action without further demand, and there shall be allowed to the plaintiff, and included in his judgment, in addition to his disbursements allowed by law, five dollars costs if the judgment be recovered in a justice court, and a like sum if the judgment be recovered in a municipal court where no statutory costs are not allowed in such municipal court in such action, and double costs in all other courts, or on appeal.

Sec. 3. Effective July 1, 1915.—This act shall take effect and be in force from and after the first day of July, 1915.

Approved March 8, 1915.

CHAPTER 30—H. F. No. 494.

An Act to appropriate \$747.50 to the Twin City Mission Furniture Company, \$318.50 to Levin Bros. Inc., and \$22.50 to the Twentieth Century Brass Works.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Appropriation for payment of bills for additional desks and chairs for senators and representatives.—The sum of \$1,088.50 is hereby appropriated from any moneys in the treasury, not otherwise appropriated, to the persons and firms specified in the following section of this act to be available for the year ending July 31, 1915.

Sec. 2. To the Twin City Mission Furniture Company of St. Paul, Minnesota, \$747.50.

To Levin Bros. Inc., of Minneapolis, Minnesota, \$318.50.

To the Twentieth Century Brass Works of Minneapolis, Minnesota, \$22.50.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved March 8th, 1915.

CHAPTER 31—S. F. No. 380.

An Act to amend Section 4362 of the Revised Laws of the State of Minnesota for 1905, as amended by Chapter 245 of the General Laws of 1913, relating to judgment notwithstanding the verdict.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Judgment directed to be entered in certain cases.—That section 4362 of the Revised Laws of Minnesota for 1905

as amended by Chapter 245 of the General Laws of 1913, be and the same is hereby amended so that said section shall read as follows:

"Section 4362. When, at the close of the testimony, any party to the action moves the court to direct a verdict in his favor, *and such motion is denied*, upon a subsequent motion that judgment be entered notwithstanding the verdict, the court shall grant the same if the moving party was entitled to such directed verdict. An order for judgment notwithstanding the verdict may also be made on a motion in the alternative form asking therefor, or, if the same be denied, for a new trial. If the motion for judgment notwithstanding the verdict be denied, the supreme court, on appeal from the judgment, may order judgment to be entered, when it appears from the testimony that a verdict should have been so directed *at the trial*; and it may also so order, on appeal from the whole order denying such motion when made in the alternative form, whether a new trial was granted or denied by such order."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 9, 1915.

CHAPTER 32—S. F. No. 36.

An Act permitting the annexation for city and school purposes of incorporated villages to cities of the third class operating under a home rule charter, adjoining such villages.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Incorporated villages may be annexed for city and school purposes.**—Any incorporated village whose territory adjoins the territory of any incorporated city of the third class operating under a home rule charter, whether such village is in the same county as said city or not, may be annexed to said city and become a part thereof for city and school purposes in the manner herein provided for.

Sec. 2. **Election to be called on petition of ten per cent of voters.**—Ten per cent or more of the legal voters of such village, according to the number of votes cast at the last village election, may petition the governing body of such village to call an election for the determination of such proposed annexation, which petition shall be filed with the clerk of said village.

Sec. 3. **Time and place of election to be fixed by governing body.**—Such governing body shall within ten days after the filing of said petition as aforesaid fix a time and place for the holding of an election for the determination of said matter, which time

shall not be later than thirty days after the filing of said petition, and which place shall be within the limits of said village.

Sec. 4. Village clerk to post notices of election.—It shall be the duty of said village clerk to cause a copy of said petition, with a notice attached thereto stating the time and place for holding said election, to be posted in three public places within such village at least ten days before the date of said election.

Sec. 5. Appointment of judges of election.—Said governing body shall also appoint three residents of said village as judges of election, and said election shall be conducted as far as practicable in accordance with the laws governing village elections. The ballots shall bear the words "For annexation Yes....., No.....," with a space after each of the last two words, in one of which the voter shall make a cross to indicate his choice. Immediately after such election the judges shall canvass the ballots, and forthwith make and file with the village clerk a certificate that they have canvassed the ballots cast at such election, and the number of votes cast for and against said proposition.

Sec. 6. Governing body to canvass returns and clerk to issue certificate.—Within five days after such election said governing body shall meet and canvass the returns of said election. If the canvass shows that the majority of the votes cast were in the affirmative the village clerk shall make a certificate to that effect and attach the same to the original petition together with a copy of the resolution fixing the time and place of said election and proof of the posting of the notices of election herein provided for and forthwith file the same with the city clerk or city recorder of the city to which the village is to be annexed.

Sec. 7. Governing body to make declaration of annexation—Filing of declaration—Annexation complete.—At any time within twenty days after the filing of said certificate the governing body of said city may by resolution duly passed declare the said village to be annexed to said city and to be a part thereof, a certified copy of which resolution shall be duly filed with the secretary of state and the register of deeds of each county in which said city and village are situated, and thereafter said village shall be annexed to and form part of said city, and all the property and assets belonging to said village shall belong and be delivered to said city, and said city shall assume and be responsible for all the liabilities, obligations and indebtedness of said village.

Sec. 8. To become part of ward or may be new ward of city.—After such annexation the said village shall be part of such ward or form such new and separate ward as the said resolution annexing it shall specify.

Sec. 9. To be governed by laws of city and school district.—Such annexed village shall in all respects be governed by the laws governing the city at the time of such annexation, and

by all of the laws relating to schools and school districts in said city; and the schools and school property of such annexed village shall be under the control and management of the officers and proper authorities of such city controlling and governing the schools and school property of such city.

Sec. 10. Question of issuance of liquor licenses to be submitted to voters of original territory.—No license, however, for the sale of intoxicating liquors in the village so annexed to any such city shall ever be granted unless the question of issuing the same shall be first submitted to the electors residing within the territory of such annexed village, and shall be authorized by a majority vote of the electors voting at such election on such question. Such question shall only be submitted to the voters of such annexed village by the governing body of such city upon a petition therefor signed by at least forty per cent of the legal voters of such annexed village. Any such license granted without complying with the terms of this section shall be void.

Sec. 11. Assessment and payment of taxes.—In all cases where the territory so annexed is situate in a county other than the county in which such city is situate, all city taxes and assessments levied by such city upon the property situate in such other county shall be certified to the county auditor of the county in which such territory is situate and the county treasurer of such county shall pay to such city and to the school officers thereof all city taxes and assessments and the proper city officers shall pay all school taxes to the proper school officers of such city authorized to receive the same.

Sec. 12. This act shall take effect and be in force from and after its passage.

Approved March 12, 1915.

CHAPTER 33—S. F. No. 16.

An Act to amend Sections 2619, 2623, 2629, 2635, 2638, 2641, 2642 and 2644, of the General Statutes of Minnesota for the year 1913, relating to the licensing of motor vehicles, and making an appropriation therefor.

Be it enacted by the Legislature of the State of Minnesota:

DEFINITION—Section 1. That Section 2619 of the general Statutes of Minnesota for the year 1913, be and the same is hereby amended so as to read as follows:

Section 2619. The term "motor vehicle" as used in this act, except where otherwise expressly provided, shall include all vehicles propelled by any other than muscular power, except traction engines, road rollers, fire wagons and engines, police patrol wagons, ambulances, and such vehicles as run only upon rails

or tracks. The term "local authorities" shall include all officials of counties, cities, towns and villages. The term "Chauffeur" shall mean any person operating or driving a motor vehicle as an employee, *but shall not include automobile salesmen, or mechanics, while demonstrating or testing automobiles.* The term "state" as used in this act, except where otherwise provided, shall also include the territories and the federal districts of the United States. The term "owner" shall also include any person, firm, association or corporation owning or renting a motor vehicle, or having the exclusive use thereof, under a lease or otherwise, for a period greater than thirty (30) days. The term "public highway" shall include any highway, town road, country road, state road, public street, avenue, alley, park, parkway or public road in any county, city, town or village, except any speedway which may have been or may be expressly set apart by law for the exclusive use of horses and light carriages.

NUMBER AND TAGS—Sec. 2. That Section 2623 of the General Statutes of Minnesota for the year 1913 be and the same is hereby amended so as to read as follows:

2623. Upon the filing of such application and the payment of the fee as provided in section 2625, the Secretary of State shall assign to such motor vehicle owner a distinctive number, and without other fee, issue and deliver to the owner a set of two tags of registration, upon each of which shall be displayed the distinctive number assigned in the form and size provided in Section 2628, which shall be evidence of payment of license fee of such registration. *In case the owner disposes of such motor vehicle following this registration and desires the number to accompany the motor vehicle, the purchaser must cause said registration to be transferred in the office of the Secretary of State, for which a fee of \$1.00 shall be charged.* In the event of the loss, mutilation or destruction of a certificate of registration, the owner of a registered motor vehicle may obtain from the Secretary of State a duplicate thereof upon filing with the Secretary of State an affidavit showing such fact and upon the payment of a fee of one dollar (\$1.00).

REGISTRATION BY MANUFACTURERS AND DEALERS—Sec. 3. That section 2629 of the General Statutes of Minnesota for the year 1913 be and the same is hereby amended so as to read as follows:

2629. Every person, firm, association, or corporation, manufacturing or dealing in motor vehicles, may, instead of registering each motor vehicle so manufactured or dealt in, make a verified application, duly sworn to before a notary public of the county in which such person resides, or firm, association, or corporation has its principal place of business, upon a blank to be furnished by the Secretary of State, for a general distinctive

number for all motor vehicles owned or controlled by such manufacturer or dealer, such application to contain:

1. A brief description of each style or type of vehicle manufactured or dealt in by such manufacturer or dealer, and

2. The name, residence and business address of such manufacturer or dealer.

On the payment of a registration fee of ten dollars (\$10.00), such application shall be filed and registered in the office of the Secretary of State in the manner provided in section 2620 of the statutes. There shall thereupon be assigned and issued to such manufacturer or dealer a general distinctive number of registration in the manner provided by said section 2620, which shall be in the form of plates, as provided for in said section 2628, duplicates of which shall be carried or displayed by every motor-vehicle of such manufacturer or dealer so registered when the same is driven or operated on the public highways. Such manufacturer or dealer may obtain as many duplicate sets of such tags of registration as may be desired upon payment to the Secretary of State of one dollar (\$1.00) for each set of duplicates. Nothing in this sub-division shall be construed to apply to the motor-vehicle operated by a manufacturer or dealer for private use or for hire.

Sec. 4. Board of automobile examiners—Examination and licensing of chauffeurs—Revocation of license—Numbers and badges—Non-resident chauffeurs.—That Section 2638 of the General Statutes of Minnesota for the year 1913 be and the same is hereby amended so as to read as follows:

2638. There is hereby created a board of automobile examiners of three members, to be designated by the governor, who shall be men possessing a technical and practical knowledge of the construction, mechanism and operation of motor-vehicles, *whose term of office shall be for two years. said first terms to expire on the first Tuesday of January, 1917. Said board members are to receive a compensation of five dollars per day and actual expenses, while in session, and all traveling expenses. Blanks, books, etc., for the use of said board are to be furnished by the Secretary of State. It shall be the duty of said board to conduct the examination of all applicants for chauffeur's licenses herein provided for, at such times and such places as shall be designated by the Secretary of State; to pass upon the qualification of such applicants, and to issue to those having a practical knowledge of the construction, mechanism and operation of motor-vehicles, a license to be known as a chauffeur's license; provided that no such license shall be issued to any person under eighteen years of age, or who is an habitual and excessive user of intoxicating liquors or to any person of defective eye-sight, or other physical infirmity, which in the judgment of said board renders such per-*

son incompetent to manage and care for a motor-vehicle. Such licenses shall expire on December 31st of each year, and a new license shall be issued to the holder of the expired license upon the payment of one dollar; provided further, that upon the third conviction by any court of a violation of any of the provisions of this act the Secretary of State is hereby empowered and directed to revoke the license of any chauffeur so convicted, and said chauffeur shall not be entitled to receive a new license, or to have an expired license renewed or re-issued within six months after the revocation and expiration of his license, and then only upon and after he has been re-examined by the board, who shall, in their discretion, have the power to refuse to grant such license, if in their opinion the applicant is incompetent to manage and operate a motor vehicle. Application for license to operate a motor vehicle as chauffeur may be made by mail, or otherwise, to the Secretary of State, or his duly authorized agent, upon blanks prepared under his authority. Every such application shall be accompanied by a fee of *one dollar and fifty cents* (\$1.50). In case said applicant upon examination by the board of examiners shall have been found competent, and such fact has been certified to, the Secretary of State, *the latter shall furnish to every chauffeur so licensed and whose license has been renewed, a suitable metal badge with the coat-of-arms of the State of Minnesota thereon, and with the distinguishing number or mark assigned to him thereon, said number to be of a different color each year, and the year to be embossed thereon*, without extra charge therefor. This badge shall be thereafter worn by such chauffeur pinned upon the outside of his clothing, either upon his breast about midway between his shoulders, or upon the front of his hat or cap, at all times while he is operating or driving a motor-vehicle on public highways. Said license shall be valid only during the term of the license of the chauffeur to whom it is issued, as aforesaid. It shall also be the duty of said licensee to have said license at all times in his possession while operating a motor-vehicle in this state. Upon the receipt of such an application, the Secretary of State shall thereupon file the same in his office and register the applicant in a book or index which shall be kept in the same manner as the book or index for the registration of motor vehicles, and when the applicant shall have passed the examination provided for in the preceding section, the number or mark assigned to such applicant, together with the fact that such applicant has passed such examination, shall be noted in said book or index. No chauffeur having been licensed as herein provided shall voluntarily permit any other person to possess or use his license or badge, nor shall any person while operating or driving a motor-vehicle, use or possess any license or badge belonging to another provided, however, that a non-resident chauffeur, who has regis-

tered under the provisions of law of the foreign country, state, territory or federal district of his residence, substantially equivalent to the provisions of this section, shall be exempt from license under this section; and provided further, that he shall wear the badge assigned to him in the foreign country, state, territory or federal district of his residence in the manner provided in this section; provided further, that in case said chauffeur remains in this state for sixty (60) days or more, he shall be required to comply with all of the provisions of section 19 hereof.

Sec. 5. Tampering with or damaging vehicle, etc.—That section 2641 of the General Statutes of Minnesota for the year 1913 be and the same is hereby amended so as to read as follows:

2641. No person shall tamper with or drive or operate or use a motor-vehicle without the permission of the owner, and no person shall, without authority of the person in charge, climb upon or into any automobile, whether while the same is in motion or at rest, or hurl stones or any other missiles at the same, or occupants thereof, or shall, while such motor vehicle is at rest and unattended, sound the horn or other signalling device, or attempt to manipulate any of the levers, starting crank, brakes or machinery thereof, or set such vehicle in motion, or otherwise damage or interfere with the same, *nor shall any person place upon any street, avenue or highway of this state any glass, tacks, nails or other articles tending to injure automobile tires.*

Sec. 6. Disposition of fees—Appropriation—Expenses.—That Section 2642 of the General Statutes of Minnesota for the year 1913 be and the same is hereby amended so as to read as follows:

2642. At the end of each month the Secretary of State shall pay into the state treasury, to the account of the general revenue fund of the state, all moneys received by him under this act, and file with the state auditor a verified statement of the amount and sources thereof. *On or before the tenth of each month, the Secretary of State shall file a statement and certify to the State Auditor the items and amounts of all expenses necessarily incurred by him or board of examiners in the carrying out of this act, and such items and amounts, being duly audited, shall be paid by the state. The State Treasurer shall keep a separate account of all moneys received from motor vehicle licenses, and on the last day of each fiscal year shall transfer any balance in such account from the Revenue Fund to the Road and Bridge Fund.*

Sec. 7. Fees commencing with the triennial period of January 1, 1918.—*On and after January 1st, 1918, the fee for registering motor vehicles under the provisions of this act and referred to in Section 2625, General Statutes of Minnesota for 1913, shall be five dollars (\$5.00) for each motor vehicle for the triennial*

period commencing on January 1st, 1918; after January 1st, 1919, the fee for the remaining two years of said triennial period shall be three dollars and fifty cents (\$3.50); on and after January 1st, 1920, the fee for the remaining one year of said triennial period shall be two dollars (\$2.00) for each motor vehicle; no license for registering a motor vehicle shall be issued for less than two dollars (\$2.00); and the fee for registering manufacturers and dealers referred to under section 2629, General Statutes for 1913, shall be twenty dollars (\$20.00) for each manufacturer or dealer for the full triennial period, extra tags to be furnished for one dollar (\$1.00) per set. For each triennial period commencing with January 1st, 1921, the above schedule of license fees shall be in effect.

Approved March 16, 1915.

CHAPTER 34—S. F. No. 132.

An Act authorizing any city of this state now or hereafter owning and operating an electric light and power plant, and having a population of ten thousand (10,000) inhabitants, or less, to dispose of surplus electricity to private consumers outside of the corporate limits of such city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Disposition of surplus electricity by cities of population of 10,000 or less.**—Any city of this state now or hereafter owning and operating an electric light and power plant for the production and distribution of electricity, and now or hereafter having a population of ten thousand (10,000) inhabitants, or less, shall be authorized and empowered to dispose of any surplus electricity so produced to private consumers desiring the same residing outside the corporate limits of said city, at such rates and upon such terms as the city council, or other governing body of such city, may deem proper.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 16, 1915.

CHAPTER 35—S. F. No. 152.

An Act to amend Chapter 312 of the General Laws of 1903, as amended by Chapter 141 of the General Laws of 1907; Chapter 364 of the General Laws of 1909; Chapter 385 of the General Laws of 1909 and Chapter 396 of the General Laws of 1913, authorizing cities having a population of 10,000 or less and all villages and boroughs of this state, whether organized under the General Laws

or under a special law, to establish and maintain a general system of sewers, and to maintain, alter, relay and extend any existing system of sewers and to provide for the cost thereof and to create sewer districts within the limits of such cities, villages or boroughs.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Certain chapters of preceding session laws amended.—That Chapter 312 of the General Laws of 1903 as amended by Chapter 141 of the General Laws of 1907; Chapter 364 of the General Laws of 1909. Chapter 385 of the General Laws of 1909 and Chapter 396 of the General Laws of 1913 be and the same is hereby amended so as to read as follows:

Sec. 2. Cities, villages and boroughs given power to maintain and extend sewer systems.—In any city of this state having a population of ten thousand (10,000) or less, and in all villages and *boroughs* of this state, whether organized under the General Laws or a special law, the city, village or *borough* council shall have power to maintain and extend any existing sewer system, to relay, alter or extend any existing sewer system and to establish and maintain a general system of sewers, and to create sewer districts, and change, diminish or enlarge the boundaries thereof from time to time.

Sec. 3. Classification of general and district sewer systems.—The city, village or *borough* council may at any time establish a general sewer system, and may classify sewers as general, district, joint-district and lateral. General sewers shall be the designation of such large sewers as shall be common to the entire city, village or *borough* or used as outlets for district or joint-district sewers, and shall not include those which may or shall be constructed for the immediate draining of any particular district. District sewers shall be the designation of all main sewers laid for the immediate draining of a particular sewer district. Joint district sewers shall be the designation of such large sewers as may be laid through or be used jointly by two or more sewer districts between a district sewer and a general sewer or independently of general sewers, and for all purposes of construction, maintenance, repairing and taxation or providing for the cost therefor, shall be treated as though in a single district. Lateral sewers shall be the designation of all sewers of whatever size, capacity or length, which may be constructed to drain any portion of a sewer district directly into any district, joint district or general sewer. Sewer districts shall be wherever practicable laid out to include any particular portion of the city, village or *borough*, which may be drained entirely by itself, or which may be first drained by itself and then through connection with a general sewer.

Sec. 4. Location of sewers.—All general, district and joint-district sewers shall be laid when practicable, in public grounds, streets or alleys. Whenever it shall be necessary in the judgment of the city, village or *borough* council to lay and maintain any general, district, joint district, or lateral sewer in or through other than public lands, the city, village or *borough*, may acquire the right thereto by purchase, or by condemnation under the right of eminent domain.

Sec. 5. Council to adopt ordinance.—No action shall be taken for the extension of any existing sewer nor for the construction of an entire or partial system, except upon the adoption of an ordinance or resolution by a majority vote of all the members of the city, village or *borough* council. The creation of sewer districts and the alteration of the boundaries thereof shall be by ordinance, and the council may at all times cause inspections, surveys, plans and profiles to be made by the city, village or *borough* engineer, or other competent engineer to be selected by the city, village or *borough* council, and reported to the city, village or *borough* council for its guidance in determining the form and extent of any sewer district to be created, enlarged or diminished; and such sewer districts shall be consecutively numbered.

Sec. 6. To be paid out of sewer or general revenue fund.—The cost of constructing a general sewer shall be paid out of the sewer fund, if any, or, if there is no sufficient sewer fund, then out of the general revenue fund of the city, village or *borough*.

Sec. 7. Spreading of assessment for payment of costs of construction.—The cost of constructing every district sewer may be assessed against all the land in the sewer district subject to assessment for local improvements, without regard to cash valuation, and each lot, piece or parcel of land in the district so subjected to assessment shall be assessed in the ratio of the square feet area to the total assessable area of the whole sewer district.

Sec. 8. Assessment may be spread in all sewer districts.—The cost of constructing every joint district sewer may be assessed against all the land in the two or more sewer districts which it drains, and for that purpose all of the districts so drained by any joint district sewer shall be treated as one district, and the same plan, method and means employed as in assessing for the cost of a district sewer.

Sec. 9. Cost of construction, lateral sewers, may be assessed against land abutting thereon.—The entire cost of constructing all lateral sewers may be assessed against every lot, piece or parcel of land abutting thereon, subject to assessment for local improvement at an equal sum per front foot without regard to cash valuation.

Sec. 10. Estimate of cost to be furnished by competent engineer.—Whenever the city, village or *borough* council shall determine by ordinance or resolution to alter, repair, relay or extend any existing sewer, or to construct any new sewer, the cost thereof shall be estimated by the city, village or *borough* engineer or some other competent engineer to be selected by the city, village or *borough* council, who shall draw plans and specifications and tabulate the results of his estimate of the cost, and report the same to the city, village or *borough* council; and such plans and specifications shall be filed with the clerk or recorder of such city, village or *borough* before any proposals for bids for work thereunder shall be advertised, and shall remain on file, open to the inspection of all persons until after the contract for such work shall be let and copies of such plans and specifications shall be furnished by the engineer who shall prepare the originals, to any person applying therefor, at a cost of seventy-five cents per hour for the time necessarily employed in making such copies.

Sec. 11. Proposals for bids.—The city, village or *borough* council shall then cause proposals for bids for such work to be advertised in the official paper of the city, village or *borough*, and in a newspaper at the capital of the state, at least once in each week for three successive weeks, which advertisement shall specify the work to be done and shall call for bids upon a basis of cash payment for the work, and shall state the time within which bids will be received and the exact time at which the same will be opened for consideration by the city, village or *borough* council. No bid shall be considered unless the same shall be accompanied by a cash deposit or duly certified check payable to the order of the treasurer of the city, village or *borough* for at least fifteen per cent of the amount bid, and be directed to the clerk or recorder of the city, village or *borough*, securely sealed, so as to prevent its being opened without detection, and be indorsed upon the outside wrapper with a brief statement or summary as to the work for which the bid is made. In letting contracts for any such work it shall be the duty of the city, village or *borough* council to require the execution of a written contract and a bond in such sum as the city, village or *borough* council may require, conditioned for the faithful performance of the contract and for saving the city, village or *borough* harmless from any and all liability in the prosecution and completing of the work. The city, village or *borough* council, if a contract is awarded, shall award the same to the lowest responsible bidder. If any bidder to whom such contract is awarded shall fail to enter promptly into such written contract and to furnish such bond, then such defaulting bidder shall forfeit to the city, village or *borough* the amount of his cash deposit or certified check, and the city, village or *borough* council may thereupon award the contract to the next lowest

responsible bidder; provided the city, village or *borough* council shall have the right to reject all bids, and provided further, that whenever the estimates made for the city, village or *borough* council for the entire work projected shall be less than five hundred dollars, then the city, village or *borough* council, may directly purchase the materials therefor and cause the work to be done by day labor. Every contract awarded under this act shall be made between the city, village or *borough* as one party, in the name of the city, village or *borough*, and the successful bidder as the other party, and such contract shall be executed on the part of the city, village or *borough* by the mayor or executive officer thereof and countersigned by the clerk or recorder of said city, village or *borough*, with the corporate seal of the city, village or *borough* affixed, and an attested copy thereof shall be filed and remain in the office of the clerk or recorder of the city, village or *borough*.

In every contract executed under this act, whether or not so stated therein, there shall be reserved the right of the city, village or *borough* council to have the work supervised by the city, village or *borough* engineer or other person, and in case of improper construction or unreasonable delay in the prosecution of the work by the contractor, to order and cause suspension of the work at any time and to relet the contract therefor or to order a reconstruction of any portion of the work improperly done, or where the remaining work to be done or the work of reconstruction to be made shall call for an expenditure of less than five hundred dollars to complete the work or reconstruction by the employment of day labor.

Sec. 12. Allowance of estimates.—In case the contractor to whom any such contract may be let shall properly perform the work therein designated, the city, village or *borough* council may, from time to time, before the completion of the work, in its discretion, pay to such contractor eighty (80) per cent of the amount already earned thereunder upon the estimate of the city, village or *borough* engineer or other competent engineer selected by the city, village or *borough* council.

Sec. 13. Engineer to furnish amount for special assessment.—Whenever any work or improvement provided for by this act shall have been determined upon and a contract let therefore, the city, village or *borough* engineer, or other competent engineer selected by the city, village or *borough* council, shall forthwith calculate the proper amount to be specially assessed for such district, joint district and lateral sewers against every assessable lot, piece or parcel of land within the sewer district affected, without regard to cash valuation, in accordance with the provisions of sections seven, eight and nine of this act.

Provided, that no property shall be especially assessed for the cost of a sewer in excess of the cost of a sewer eighteen inches in diameter, and that whenever any district, joint district or lateral sewer of larger diameter than eighteen (18) inches shall be laid, or relaid, the cost thereof in excess of the estimated cost of a like sewer eighteen (18) inches in diameter shall be paid out of the sewer fund, if any, or in case there is no sufficient sewer fund, then out of the general revenue fund of the city, village or *borough*.

Provided further, that in calculating the special assessment for any district sewer or joint district sewer, the cost of laying or relaying such sewer in any public ground, street or alley; and all catch basins, manholes, lamp holes and flushing valves and tanks shall be taken as a part of such district sewer or joint district sewer and to be paid for by such special assessment.

And provided further, that private owners may lay, relay or extend any lateral sewer through any public ground, street or alley and connect the same with any general, district or joint district sewer, upon permission granted by a majority of the city, village or *borough* council, and that any private owner alone, or two or more owners jointly, may lay, relay or extend lateral sewers through private ground pursuant to rights acquired therefor by agreement or purchase from any private owner or owners. In the event that any private owner alone or jointly with others lay, relay or extend any such lateral sewer through public ground, the city, village or *borough* shall not be or become in any manner or in any respect liable for any act or negligence involved therein.

When such engineer shall have finished his calculation of the amount to be specially assessed, as aforesaid, against each lot, piece or parcel of land in the sewer district affected, he shall at once prepare and file with the clerk or recorder of the city, village or *borough* tabulated statements in duplicate, showing the proper description of each and every lot, piece or parcel of land to be specially assessed and the amount he has calculated against the same, and such statement shall be the basis of the assessment and be known as the proposed assessment to be made by the city, village or *borough* council, as hereinafter prescribed, and shall be laid before the city, village or *borough* council for its approval at its next regular meeting, to be held not less than ten (10) days thereafter. The clerk or recorder of the city, village or *borough* shall thereupon cause notice of the time and place when and where the city, village or *borough* council will meet in regular session, to pass upon such proposed amendment, to be published in the official paper of the city, village or *borough* at least ten (10) days prior to such meeting of the city, village or *borough* council.

During all the time between the filing of such proposed assessment with the clerk or recorder of the city, village or *borough* and such meeting of the city, village or *borough* council, such proposed assessment shall be open to inspection and copying by all persons interested.

At such meeting of the city, village or *borough* council, all persons aggrieved by such proposed assessment may appear before the city, village or *borough* council and present their reasons why such proposed assessment or any particular item thereof should not be adopted, and the city, village or *borough* council shall hear and pass upon all objections thereto, if any, and may alter, or affirm and adopt such proposed assessment as shall be deemed just in the premises, and upon the adoption by resolution of such proposed assessment the same shall be certified by the clerk or recorder of the city, village or *borough* and filed in his office, and shall thereupon be and constitute the special assessment. The amounts assessed against each lot, piece or parcel of land by such special assessment shall bear interest from the date of the adoption of such special assessment until the same have been paid, the rate of interest to be designated by a resolution of the city, village or *borough* council at the time of the adoption of such special assessment but not to exceed six per cent (6%) per annum, and such special assessment, with the accruing interest thereon, shall be a paramount lien upon the property included therein from the time of the adoption of such assessment by the city, village or *borough* council, and shall remain such lien until fully paid, and shall have precedence over all other liens, except general taxes, and as to such shall be concurrent, and shall not be divested or impaired by any judicial sale, and no mistake in the description of the property or in the name of the owner shall invalidate the lien.

The city, village or *borough* council, may at any time by resolution direct the clerk or recorder of the city, village or *borough* to make up and file in the office of the County Auditor a certified statement of the amount of all such unpaid assessments and the amount of interest which will be due thereon on the first day of January of the following year, and the clerk or recorder of said city, village or *borough* shall within twenty (20) days thereafter make up and file such certified statement in the office of the auditor of the county, which statement shall also contain a description of the lands affected by the assessment. Such resolution may also direct that such special assessment shall be payable in equal annual installments, not exceeding ten, and payable on the first day of January of each year, each of said installments to bear interest at the rate hereinbefore provided until fully paid, and the certified statement of the clerk or recorder shall in this case show the amount of each of such installments, the date when

each installment becomes due and the amount of interest to be paid on each installment in each year. After said statement is filed in the office of the County Auditor it shall be the duty of such auditor to extend upon the tax roll of each year the amount of such assessment or installment thereof, as the case may be, and the amount of interest which will become due on the first day of January of the following year as shown by said certified statement against the different lots or parcels of land therein described, and such amounts when so extended each year shall be carried into the tax becoming due or payable in January of the following year, and enforced and collected in the manner provided for the enforcement and collection of state and county taxes and the assessments and interest paid to the County Treasurer shall be paid over by him to the treasurer of such city, village or *borough* upon the apportionment of general taxes. Provided that any person may at any time before the transmission of the certified statement of the clerk or recorder of such city, village or *borough* to the County Auditor pay such special assessment as to any lot, piece or parcel of land affected thereby, together with the interest accrued thereon at the date of such payment, to the city, village or *borough* treasurer, and receive the proper receipt therefor, and the clerk or recorder of said city, village or *borough* shall upon the presentation of such receipt from said city, village or *borough* treasurer cancel upon the special assessment roll the special assessments so paid.

Provided further, that any person may pay any such assessment with accrued interest thereon after the same has been so certified to the County Auditor, provided the tax roll containing such assessment has not in due course been delivered to the county treasurer for collection, and the receipt of such city, village or *borough* treasurer shall be sufficient authority upon presentation to the county auditor for him to mark such assessment "paid" upon his roll, but after the roll has been delivered to the county treasurer for collection, the said assessment must be paid to him, with the penalties allowed by law. The same penalties and interest shall attach and be collected by the county treasurer on assessment as upon general taxes, which penalties and interest shall belong to the city, village or *borough* and to be turned over by the county treasurer to the city, village or *borough* with the assessments.

Sec. 14. Supplemental assessment provided for in case of error.—In case of omission, errors or mistakes, in making such assessments in respect of the total cost of such improvement, or otherwise, it shall be competent for such city, village or *borough* council to provide for and make supplemental assessments to correct such omission, errors or mistakes; and such supplemental assessments shall be a lien as in case of the original assessment,

drawing interest at the same rate and be payable and enforceable in the same manner as is herein provided with respect to the original assessment.

Sec. 15. Creation of fund for each proposed sewer.—All moneys collected on any such special assessments shall constitute a fund for the payment of the cost of the improvement in the district for which such assessment was made, and the same shall be credited to the proper sewer district fund under the designation: "Fund of Sewer District No.," and in anticipation of the collection of such special assessment the city, village or *borough* may issue warrants on such fund, to be known as "sewer warrants," payable at such times and in such amounts as, in the judgment of the city, village or *borough* council, the collections of such special assessments will provide for, which warrants shall bear interest at a rate not to exceed six (6) per cent per annum, payable annually, and may have coupons attached representing each year's interest. Each warrant shall upon its face state for what purpose it is issued and specify the particular fund against which it is drawn, and shall be signed by the mayor or executive officer and countersigned by the clerk or recorder of the city, village or *borough*, and be in denominations of not less than fifty dollars nor more than five hundred dollars. Such warrants may be used in making payments on contracts for the improvements or may be sold by the city, village or *borough* for not less than par and the proceeds thereof used in paying for such improvement. It shall be the duty of the city, village or *borough* treasurer on presentation to pay such warrants and interest coupons, as they mature, out of the proper sewer district fund, and to cancel the same when paid. If any such warrants shall become due, or any interest shall become due on any such warrant, when there are no funds to pay the same, the city, village or *borough* council is hereby authorized to effect a temporary loan for the payment thereof.

Sec. 16. Payment of warrant or interest coupon.—Any matured sewer warrant or interest coupon may be used in payment of any such special assessment on any particular property situate within the district for which such warrant or coupon shall have been issued; and the warrants and coupons so used shall be cancelled and retired by the city, village or *borough* treasurer.

Sec. 17. Conveyance of land not to be recorded until assessment is paid.—No conveyance of any land upon which any such special assessment or portion thereof remains unpaid shall be recorded until all of such special assessment shall have been paid in full, any provision in this act to the contrary notwithstanding.

Sec. 18. Proceedings for denoting lots and parcels of land.—In all proceedings and records prepared or used in the making, levy or collection of such special assessments, letters, figures

and proper ditto mark may be used to denote lots, pieces and parcels of land, and blocks, sections, townships, ranges and parts thereof and dates.

Sec. 19. Assessment not to be invalidated by errors or omissions.—No error or omission which may be made in any of the proceedings of the city, village or *borough* council or any officer of such city, village or *borough*, in refusing to, reporting upon, ordering or otherwise acting, concerning any local improvement provided for in this act, or in making any such special assessment or in levying or collecting the same, shall invalidate such assessment; unless it shall appear that by reason of such error or omission substantial injury has been done to the party claiming to be aggrieved.

Sec. 20. Reassessment in case proceedings are set aside.—In all cases where any assessment, or any part thereof, as to any lot, lots or parcels of land assessed under any of the provisions of this act, or of any law of any city, village or *borough* prior to this act, for any cause whatever, whether jurisdictional or otherwise, shall be set aside, or declared void by any court, the city, village or *borough* council shall, without unnecessary delay, cause a reassessment or new assessment to defray the expenses of such improvement to be made, whether such improvement was made under this act or any laws of any city, village or *borough* prior to this act, and such reassessment or new assessment shall be made as nearly as may be, as herein provided for making the assessment therefor in the first instance; and when the same shall have been made and confirmed by the city, village or *borough* council, it shall be enforced and collected in the same manner that other assessments are enforced and collected under this act and in all cases where judgments shall hereafter be refused or denied by any court for the collection and enforcement of any special assessment, or where any court shall hereafter set aside or declare void any assessment upon any lot or parcel of land for any cause, the said lot or parcel may be reassessed or newly assessed from time to time, until each separate piece or parcel of land has paid its proportionate part of the costs and expenses of said improvement as near as may be.

Sec. 21. Prior assessments validated.—Nothing in this act shall affect any valid assessment made by any city, village or *borough* prior to the passage of this act, but all such prior assessments shall be collected in accordance with the provisions of law in respect of the same in force prior to the passage of this act.

Sec. 22. Hearings on proposed assessments by council and filing of statements of objection thereto.—The notice of the time and place when and where the city, village or *borough* council will meet in regular session to adopt any proposed assessment under section 13 of this act, and to be prepared by the clerk or

recorder of such city, village or *borough* and published, shall specify the particular sewer district or districts in which the improvement is to be made and shall describe with all reasonable certainty the location, extent and termini of the sewer or sewers to be laid, relaid or extended; provided that no omission or inaccuracy in such notice shall invalidate the notice or the assessment, unless substantial injury shall be shown by the person claiming to be aggrieved thereby.

When the city, village or *borough* council shall meet for the purpose of adopting any proposed assessment under the provisions of section XIII of this act, no grievance or objection thereto, or to any item therein shall be heard by the city, village or *borough* council, unless the party objecting, or his duly authorized agent or attorney shall on or before the date of such session of the city, village or *borough* council file with the clerk or recorder of such city, village or *borough* for presentation to the city, village or *borough* council, a complete written statement of the objection with specific reference to the matter or items called in question and to which objection is made.

Sec. 23. Appeals from special assessment.—Any person feeling himself aggrieved by such special assessment may, by notice in writing served upon the mayor or executive officer, and also upon the clerk or recorder of the city, village or *borough*, a copy whereof, with proof of service shall be filed in the office of the clerk of the district court of the proper county, within twenty days after the adoption of such special assessment, appeal from such special assessment to the district court aforesaid, and such appeal shall be disposed of in a summary manner by the court. And at the trial of such appeal no pleadings shall be required, but the party appealing shall in his notice of appeal specify and enumerate the particular grounds of his objection to such special assessment, and shall not be entitled to have considered on such appeal any grounds of objections or items other than those specified in such notice, and no question shall be tried on such appeal as to any fact which may have arisen or existed prior to the letting of the contract or contracts for the improvement; and a copy of the assessment roll in question and of the resolution of the city, village or *borough* council confirming or adopting the same, certified by the clerk or recorder of the city, village or *borough*, or the originals thereof, shall be prima facie evidence of the facts therein stated or denoted, and that such assessment was regular, just and made in conformity to law, and the judgment of the court on the determination of such appeal shall be final. Such appeal shall be entered and brought on for hearing and be governed by the same rules as far as applicable as in appeals from justices of the peace in civil actions, and like bonds shall be given to the city, village or *borough* by the person appeal-

ing as are required in the appeals from justices of the peace in civil actions, but such bond shall, to render such appeal effective, be approved by the judge of such district court. Provided, that no appeal to the district court shall be made, heard or determined as to such special assessment, or any item therein, unless such objection shall have been, as in this act specified, previously presented to and passed upon by the city, village or *borough* council.

Sec. 24. Sewer to be kept in repair at expense of city.—Whenever any such sewer shall be laid, relaid or extended, it shall be the duty of the city, village or *borough* council to maintain and keep the same in repair, at the expense of the city, village or *borough*.

Sec. 25. Connections to be made only on permission of council.—All private connections shall be made with lateral sewers, unless some insurmountable obstacle of a practical or scientific nature shall prevent, and no private connection with any sewer whatever shall in any event be made without formal permission therefor granted by the city, village or *borough* council, and the making of all private connections with any sewer shall be subject to supervision and control by the city, village or *borough* council; provided that such supervision and control may be delegated by the city, village or *borough* council to the city, village or *borough* engineer or other person to be selected by the city, village or *borough* council at its discretion.

Sec. 26. Right of eminent domain granted to council.—Whenever it shall become necessary for the city, village or *borough* to exercise the right of eminent domain for the purposes included within this act all proceedings therein shall conform as near as may be to the provisions of Sections 2620 to 2632, both inclusive of the General Statutes of 1894 and amendments thereto.

Sec. 27. Act not to affect home rule charter cities or villages.—This act shall not be construed as in any manner superseding, repealing, amending or qualifying the provisions of any home rule charter heretofore or hereafter adopted by any city or village under existing laws; provided that any proceedings taken or commenced by any city or village under the provisions of this act before the time when such home rule charter shall take effect may be carried out and completed according to the terms and provisions of this act.

Sec. 28. Inconsistent acts repealed.—All acts and parts of acts inconsistent with this act, except as qualified in Section 27 hereof, are hereby in all things repealed.

Sec. 29. This act shall take effect and be in force from and after its passage.

Approved March 16, 1915.

CHAPTER 36—H. F. No. 104.

An Act concerning mutilated, lost and destroyed orders and warrants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Issuance of duplicate warrant.—That whenever any order or warrant of any county, city, township, incorporated village or school district in the State of Minnesota shall become lost or destroyed, a duplicate thereof may be issued by the officers authorized by law to issue such orders or warrants under the regulations and restrictions hereinafter prescribed.

Sec. 2. Form of warrant.—Such duplicate shall correspond in number, date, and amount, with the original order or warrant and shall have endorsed on its face by the officers issuing the same, the word, "duplicate," together with the date of its issuance.

Sec. 3. Not to be issued until certain conditions have been complied with.—A duplicate for a lost or destroyed order or warrant shall not issue until there shall have been filed with the proper officer, an affidavit of the owner thereof setting forth the ownership of such order or warrant, the description thereof, and the manner of its loss and destruction, and until there shall have been executed and filed with the same officer, an indemnifying bond, with sureties to be approved by such officer, in a sum equal to double the amount of such warrant or order, conditioned that the parties thereto shall pay all damages which the county, city, township, incorporated village or school district, as the case may be, may sustain, if compelled to pay such lost or destroyed orders or warrants.

Sec. 4. Record to be kept.—Any officer issuing duplicates under this act shall keep a record showing the number, dates and amounts of such mutilated, lost or destroyed orders or warrants, together with the date of issuance of the duplicates therefor, and the names of the persons to whom issued.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 37—H. F. No. 826.

An Act to amend Chapter twenty-nine (29) of the Session Laws of 1915, also known as House File No. 68, to require all public service corporations doing business within this state to pay their employes at least semi-monthly, the wages earned by them to within fifteen (15) days of the date of such payment, unless prevented by inevitable casualty, and fixing costs and disbursements in case of default.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Amending Chapter twenty-nine S. L. 1915.—That said Chapter 29 of the Session Laws of 1915, be and the same is hereby amended so as to read as follows:

“Section 1. All public service corporations doing business within this state are required to pay their employees at least semi-monthly, the wages earned by them to within fifteen (15) days of the date of such payment, unless prevented by inevitable casualty.

Provided, however, that whenever an employee shall be discharged, his wages shall be paid to him at the time of his discharge or whenever he shall demand the same thereafter.

Sec. 2. Penalty for failure to make payment.—Whenever any public service corporation shall for five days neglect or refuse to pay its employees as prescribed by Section 1 of this act, the wages due *them* may be recovered by action without further demand, and there shall be allowed to the plaintiff, and included in his judgment, in addition to his disbursements allowed by law, five dollars costs if the judgment be recovered in a justice court, and a like sum if the judgment be recovered in a municipal court, where no statutory costs are *now* allowed in such municipal court in such action, and double costs in all other courts or on appeal.

Sec. 3. This act shall take effect and be in force from and after the first day of July, 1915.”

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 38—S. F. No. 29.

An Act to amend Section 149 of the General Statutes of Minnesota for the year 1913, relating to the giving of additional instructions to a jury on Sunday.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Court may be opened on Sunday for purpose of giving additional instructions to jury.—That Section 149 of the General Statutes of Minnesota for the year 1913 be and hereby is amended so as to read as follows: “149—No court shall be opened on Sunday for any purpose other than to receive a verdict, *give additional instructions to* or discharge a jury; but this provision shall not prevent a judge of such court from exercising jurisdiction in any case where it is necessary for the preservation of the peace, the sanctity of the day or the arrest and commitment of an offender.”

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 39—S. F. No. 121.

An Act to authorize the repayment to a county officer by a county, of money paid out by him in the employment of help in his office.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Refundment of money paid for clerical assistance.

—Wherever any county officer has heretofore paid any amount for clerical assistance in his office, and the county board has heretofore approved such payment by such officer and its repayment to such officer, then such amount may be paid by such county to such officer in the same manner that ordinary claims allowed by county boards are paid.

Approved March 18, 1915.

CHAPTER 40—S. F. No. 129.

An Act to amend Section 7312 General Statutes 1913 relating to lands acquired by domestic executors and administrators and by foreign executors, administrators and guardians on foreclosure sale or sale on execution, and providing for the disposition thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Legal title of real estate to vest in guardian under certain circumstances.—That Section 7312 General Statutes 1913 be and the same is hereby amended so as to read as follows:

7312. Any real estate purchased by an executor or administrator as such at a foreclosure sale, or sale on execution for the recovery of a debt due the estate, shall be held, reported, and may be sold and conveyed as the personal estate of the decedent; and if not so sold it shall be assigned and distributed to the same persons and in the same proportions as if it had been part of the personal estate of the decedent, but the legal title of all real estate so acquired, or in any other manner whatever acquired, by a foreign executor, administrator or guardian, shall vest in such executor, administrator or guardian, who shall represent the interest of all parties concerned, and shall have full power of disposition over such real estate.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 41—S. F. No. 199.

An Act to provide for the sanitation, disinfection and cleaning of railway cars used for the transportation of live stock, and prescribing penalties for the violation thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Stock cars to be thoroughly cleaned once a month.—It shall be the duty of every railway company operating a railroad within this state to cause every railroad car used in the transportation of live stock in this state to be properly and thoroughly cleaned by removing all litter, manure and refuse from such car once in each month between the first day of March and the first day of December of each year.

Sec. 2. To be cleaned and disinfected before loading.—It shall be the duty of every railway company operating a railroad within this state to cause to be cleaned and properly disinfected immediately before loading every car used for transporting live stock for feeding or breeding purposes from any railway terminal point in this state to any other point in this state.

Sec. 3. Live stock sanitary board to make rules and regulations.—The State Live Stock Sanitary Board is hereby authorized to make and to change from time to time all reasonable rules and regulations for the disinfection of cars used for the transportation of live animals within this state. The said board shall furnish from time to time to each railway company operating a railroad within this state copies of said rules. It is hereby made the duty of every such railway company to obey each and every one of said rules.

Sec. 4. Any railway company violating any of the provisions of this act shall be guilty of a misdemeanor and shall on conviction thereof be fined not less than fifty dollars (\$50.00) nor more than five hundred dollars (\$500.00).

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 42—S. F. No. 229.

An Act relating to public drainage ditches and providing for payment of certain items of cost thereof and validating certain proceedings in relation thereto.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Payment of costs of improvements along public drainage ditches.—Where a public drainage ditch has been duly established in pursuance of Chapter 230, General Laws of Minnesota, 1905, and act or acts amendatory thereof or supplementary

thereto, and *first*; where such ditch runs into two or more counties of this state, and *second*; where the total estimated cost of said ditch as shown by the engineer's original estimate of cost exceeds the sum of five hundred thousand dollars, and *third*; where, in the course of construction of the said public drainage ditch, it has been found, or shall hereafter be found or considered necessary by the engineer in charge thereof to construct bridges over the said ditch or install culverts therein, the cost of which exceeds by more than ten per cent the amount estimated as the cost thereof and set forth as such in the preliminary estimate of cost duly filed by the said engineer, the *fourth*; where in the course of the construction of such public drainage ditch, it has been found or shall hereafter be found or considered necessary by the engineer in charge thereof to construct and improve roads along the course of said drainage ditch by levelling the waste bank thereof, the cost of which exceeds by more than ten per cent the amount estimated as such cost and set forth as such in the preliminary estimate of cost duly filed by the said engineer, and *fifth*; where a general contract of construction and excavation of such drainage ditch has been entered into and such excavation contract has been wholly or substantially completed, and said engineer now has so certified or shall hereafter so certify, and where the said engineer has heretofore found or shall hereafter find it necessary to cause the construction of additional branch and lateral ditches to drain lands originally assessed for benefits in such drainage proceedings, which said additional branch and lateral ditches or any of them were not constructed pursuant to the general construction contract or by the general construction contractor, and *sixth*; where the said engineer has made and filed or shall hereafter make and file in the office where such original preliminary estimate was filed a supplemental estimate certified by him setting forth the total cost of all bridges and culverts and roads or road improvements already constructed or installed in the said ditch matter, an estimate by said engineer of the proposed cost of construction and installation of all bridges, culverts, roads or road improvements and the location of each thereof, not yet constructed but considered necessary by the said engineer, and an estimate by said engineer of the reasonable or proposed cost per cubic yard of excavation of all such additional branch or lateral ditches already constructed or hereafter to be constructed and certified as necessary by said engineer as hereinbefore provided, the location thereof, the size and dimensions thereof, the amount of yardage of excavation in each one hundred foot station thereof, and the proposed cost of levelling the waste bank thereof, and *seventh*; where the total cost of construction of such public drainage ditch, including such additional cost of bridges, culverts and roads already built, installed

or constructed, and including the additional cost of such bridges, culverts and roads deemed by the said engineer necessary to be hereafter built, installed and constructed, and the additional cost of such additional branch or lateral ditches does not exceed the total amount of assessment of benefits as returned by the viewers in said ditch matter and as fixed or approved by the judge of the District Court, and *eighth*; where the said engineer in charge of said public drainage ditch has made or shall hereafter make his certificate certifying that the foregoing facts exist and that the foregoing requirements have been complied with, and files such certificate in the office where such original preliminary estimate was filed.

Sec. 2. Previous proceedings legalized.—Then and in the foregoing cases, *first*: all work of construction of bridges and culverts and all road improvement and road construction heretofore made, the cost whereof is in excess of the respective amount of the estimated cost thereof as shown in such original engineer's estimate of cost duly filed, and all contracts or agreements, however made, of construction or installation of the said roads, bridges or culverts are hereby legalized and validated to the same extent as if such excess of expenditures had been within the amount of such respective items of cost shown as such in said original preliminary estimate, and to the same extent as if all said contracts or agreements of construction or installation had been for amounts within such original preliminary estimate, and *second*; all items of such cost of construction or installation and all cost of construction of such additional branch or lateral ditches, already incurred, but not yet paid, shall be paid by the respective counties in a like manner and with like effect as if such contract or contracts were for bridges, culverts, roads or ditches authorized to be constructed or installed pursuant to the said original engineer's estimate, and *third*; the clerk of the district court where such supplemental estimate and such engineer's certificate have been filed as aforesaid shall forthwith notify the judge of the District Court of the said county of the fact of such filing, and such judge shall thereupon by order fix a time and place for a hearing thereon before the said court to determine the necessity of such additional branch or lateral ditches and such additional bridges, culverts and roads, already constructed or yet to be constructed, and to determine the reasonable cost thereof and of each of the same, and to determine and decide all other necessary matters in relation thereto within the purview of this act and to change, alter, modify or enlarge the work proposed to be done as said court may deem advisable.

Sec. 3. Proceedings in district court.—It shall thereupon be the duty of the clerk of said district court to give notice of hearing pursuant to the said order by publication of the said order

of the said district judge in a legal newspaper in each county affected by the said drainage proceedings for two successive weeks prior to the date of said hearing. At the time and place fixed for such hearing, the said judge of the district court shall receive evidence of all parties interested in said drainage matter, and from the said engineer, and shall proceed to determine the necessity of such additional branch or lateral ditches, bridges, culverts and road or highway improvements, whether heretofore constructed or hereafter to be constructed, and to determine the reasonable cost thereof and of each of the same, whether done or performed pursuant to contract of construction, or otherwise, and to determine all other necessary matters in relation thereto within the purview of this act, and if the said judge from the evidence shall determine that such additional branch or lateral ditches, bridges, culverts and road improvements or any or either of the same are or will be of public utility, and that the proposed respective cost thereof is reasonable and that the requirements of this act have been complied with, and that the facts required by this act exist said judge shall thereupon decree the necessity of said respective additional branch or lateral ditches, bridges, culverts and road improvements, and shall approve such supplementary estimate of said engineer, as filed or as modified by said judge at said hearing. The reasonable cost of all such additional branch or lateral ditches, bridges, culverts, and road improvements already constructed or installed, and decreed as necessary by said judge, shall be found and determined and fixed as a lawful charge or expense in said drainage proceeding. Such additional branch or lateral ditches, bridges, culverts and roads not yet constructed or installed and so decreed necessary shall be established, constructed and installed. Contract or contracts therefor or for any of said additional work or material of installation, construction or excavation shall be let and entered into in like manner and upon like notice as is provided by law in case of an original contract of construction in such drainage matter, provided no contract shall be entered into involving a price for such additional work or material which exceeds by thirty per cent such respective proposed estimate of cost thereof as set forth and approved in such supplemental estimate, and all the laws of this state relating to the letting of contracts in case of judicial ditch matters and to contractors' bonds and to completing said contracts and making payment thereof and accepting same and the work or material thereunder shall apply to such contracts for such additional work or material the same as if said last mentioned contract or contracts were the original contract of construction. Such additional cost shall become a part of the expense of construction of said ditch, and such additional cost to be so incurred, together with the cost of the said bridges,

roads and culverts already constructed in excess of such original estimate, together with all other items of cost or expense of said ditch, however incurred, when approved by said judge, and found or determined by said decree to be necessary and reasonable in cost, shall be included in a supplementary lien statement to be made and filed by the county auditor and recorded in the office of the register of deeds in like manner as in case of the original lien of benefits, and said supplementary lien, when so filed and recorded, shall constitute a valid lien against all lands described therein with like effect as in case of the original lien statement in such drainage proceedings, and the assessment of benefits against the lands described therein shall be collected by the respective county officers as in case of other supplementary liens under the drainage laws of this state.

Sec. 4. Aggrieved parties may appeal.—Any party interested in said drainage matter may appeal from said order and decree herein provided for in like manner as in case of appeals from or review of the final order establishing a judicial ditch, and all the laws of this state appertaining to an appeal from or review of a final order establishing a judicial ditch shall apply to an appeal from the order herein provided for.

Sec. 5. Application.—This act shall not be construed to apply to any action or proceeding now pending in any of the courts of this state affecting the validity of any of the foregoing items of cost of construction or the payment thereof.

Approved March 18, 1915.

CHAPTER 43—S. F. No. 272.

An Act amending Section 1, Chapter 40 General Laws of Minnesota for 1913, fixing the times of holding general terms of the district court in the fourteenth judicial district of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Dates for general terms of court in the fourteenth judicial district.—That Section 1, of Chapter 40 of the General Laws of Minnesota for 1913, be and the same hereby is amended so that the same shall read as follows:

Section 1. The general terms of the district court shall be held each year in the several counties constituting the Fourteenth Judicial District of Minnesota, at the times herein prescribed, as follows:

Kittson county, on the second Monday in *June* and the second Monday in December.

Marshall county, on the fourth Monday in May and the fourth Monday in November. Mahnomen county, on the fourth Tuesday in October. Norman county, on the second Monday in

May and on the second Monday in November. Polk county, on the first Monday in June and the first Monday, after the first day of January. Pennington county, on the fourth Monday in January and the fourth Monday in June.

Red Lake county, on the fourth Monday in March and the second Monday in January. Roseau county, on the third Monday in May and the fourth Monday in October.

Approved March 18, 1915.

CHAPTER 44—S. F. No. 310.

An Act authorizing county boards to levy a tax for road and bridge purposes additional to that which it is authorized to levy for county road and bridge purposes on property situated in territory not organized for purposes of town government, and providing for the collection of such tax and the expenditure of funds derived therefrom.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County boards may levy annual tax on unorganized territory for road and bridge purpose not to exceed fifteen mills on the dollar.—The county boards of the several counties in which there may be situated any territory not organized for township purposes are hereby authorized to, and they may in their discretion, annually levy a tax for road and bridge purposes on all the real and personal property in such unorganized territory, exclusive of moneys and credits taxed under the provisions of Chapter 285, Laws 1911, not exceeding, however, fifteen mills on the dollar of the assessed value of such property. Such tax, if levied, shall be additional to the tax which the counties are authorized to levy for county road and bridge purposes.

Sec. 2. Duty of auditor in extending the tax levy.—If any county board deems it desirable to levy such a tax on such property, it may at the time it levies the county taxes, by resolution reciting such fact, determine the amount so to be levied in each congressional township of such unorganized territory for the then current year. It shall be the duty of the auditor to extend such tax so levied upon the tax books of the county, at the same time and in the same manner as other taxes for county purposes are extended, as to property in such unorganized territory, and the same shall be collected and the payment thereof enforced at the same time and in the same manner as other county taxes on such property, and with like penalties for non-payment at the time prescribed by law.

Sec. 3. Collected amount to be set apart as a separate road and bridge fund.—Such tax, when collected, shall be set apart in separate funds in the county treasury; such funds shall be

designated in such a manner as to describe each thereof as the road and bridge fund for the congressional township the property of which is so taxed to create such fund.

Sec. 4. To be expended under the direction of the county board.—Such fund shall be expended under the direction of the county board for the construction, improvement, maintenance and repair of roads and bridges in the congressional township, the property of which was so taxed to create such fund.

Sec. 5. Tax may be levied on all or a part of unorganized territory.—The tax above provided for may be levied on all or only a part of the unorganized territory in any county, provided, however, that no part of such unorganized territory less than a congressional township shall be so taxed.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved March 18th, 1915.

CHAPTER 45—S. F. No. 319.

An Act entitled "An Act enlarging the power of railway companies, terminal companies and depot companies in respect of acquiring property by purchase or condemnation."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Acquisition of land for union depot purposes.—Whenever the United States, the State of Minnesota, or other governmental authority, having jurisdiction so to do, has authorized or may hereafter authorize change of harbor lines or diversion of channel, or other change in any river, stream or water course in the State of Minnesota, any railway company, terminal company or depot company, incorporated or licensed to engage in the business of transportation of freight or passengers in this state, interested in such change by reason of the improvement and enlargement of its property, or otherwise, may acquire the lands and premises needed therefor. Such company may, in its own name, either by purchase or by condemnation, obtain the title to such lands and premises, or any interest therein, including the lands or any interest therein belonging to any municipal corporation in this state.

Sec. 2. Proceedings to be had under the right of eminent domain.—Proceedings to condemn lands needed for such change may be commenced and prosecuted by such corporation to final judgment under the statutes of this state in respect of the taking of property by right of eminent domain; and all of the General Laws of this state in respect of condemnation of property shall apply thereto and govern and control such proceedings.

Sec. 3. Municipality may contest.—Any municipality, interested in the land proposed to be taken in such proceedings, may, if its interest seems to so require, contest the necessity of the condemnation of its interest in the premises proposed to be taken.

Sec. 4. Conveyance to be made to certain governmental authorities.—Upon acquiring title to said lands and premises, whether by purchase or condemnation, such corporation shall make due conveyance thereof to the United States, the State of Minnesota or other governmental authority mentioned herein. Likewise, any municipal corporation, having any interest in said lands or premises, may, upon such terms as to said municipality its interests may seem to require, make due conveyance thereof either to said company or to said governmental authority.

Sec. 5. Inconsistent acts repealed.—All acts and parts of acts inconsistent herewith are repealed.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 46—S. F. No. 343.

An Act providing for the incorporation of cathedrals of the Protestant Episcopal Church in the United States of America in the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Formation of cathedrals for Protestant Episcopal Church.—Any cathedral for which a constitution and statutes have heretofore been, or may hereafter be, adopted by the diocesan convention of any diocese in this state of the Protestant Episcopal Church in the United States of America may form a corporation as follows:

Such cathedral shall cause to be prepared a certificate containing:

1. The name and location of the cathedral.
2. The persons who constitute the chapter of the cathedral, and their names, of which chapter the bishop of the diocese and the wardens and vestrymen of the cathedral congregation shall be members.

3. The date of the adoption by the diocesan convention of the constitution and statutes of the cathedral.

4. Said certificate shall be signed and duly acknowledged by the bishop of the diocese and by a majority of the members of the chapter, and shall be filed for record in the office of the register of deeds of the county in which such cathedral is located, and in the office of the Secretary of State of the State of Minnesota.

Sec. 2. To be filed with certain officials.—Upon the signing, acknowledging and filing such certificate for record with the register of deeds of the county of its location, and with the Secretary of State of the State of Minnesota, such cathedral shall become a corporation by the name specified in its certificate, and by and through its chapter may transact all the business of said cathedral; and in its corporate name may acquire or receive by purchase, gift, grant, devise or bequest, any property, real, personal or mixed, and hold, sell, transfer, mortgage, convey, loan, let, or otherwise use the same for the use and benefit of said cathedral, provided that such use shall not contravene the laws and usages of the Protestant Episcopal Church in the United States of America of this state; but it shall not have power to divert any gift, grant or bequest from the purpose specified in writing by the donor or devisor, nor to sell, convey or mortgage its church or church site, except with the consent of the bishop in writing and when first authorized to do so at a meeting of the chapter called for that purpose, nor in contravention of the canons of the diocese or of the general convention of the Protestant Episcopal Church in the United States of America.

Sec. 3. Government of cathedral.—The chapter of said cathedral shall be governed by the constitution and statutes which have been adopted for it by the diocesan convention and any amendments made thereto as provided therein.

Approved March 18, 1915.

CHAPTER 47—S. F. No. 448.

An Act authorizing the renewal of the period of corporate existence of certain corporations whose period of duration has expired without renewal thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Renewal of existence of certain corporations.—Any corporation heretofore organized under the General Laws of this state for pecuniary profit and not empowered to take private property for public use, whose period of duration has expired less than three years before the passage of this act and which has continued to carry on its business without a renewal of its said period, may during the three years allowed by law for winding up its affairs renew the period of its corporate existence from the date of expiration of said period of duration for an additional term not exceeding thirty years, with the same force and effect as if renewed before its said period of duration expired, by taking the same proceedings and paying into the state treasury the same incorporation fees provided by law for the renewal of the corporate existence of such corporation in cases where such renewal is made before the end of its period of duration.

Provided, however, that the proceedings to obtain such renewal shall be taken within six months after the passage of this act, and *provided further,* that this act shall not apply to any corporation whose charter has been declared forfeited by the final judgment of any court of competent jurisdiction in this state.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 48—S. F. No. 449.

An Act to amend Section 1, Chapter 207, of the General Laws of 1911, as amended by Chapter 279, of the General Laws of 1913, relating to the number of sections and granting of aid to consolidated school districts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Formation of consolidated school districts, and granting of state aid as a consolidated school under class C.**—Two or more school districts of any kind may be consolidated, either by the formation of a new district or by annexation of one or more districts to an existing district in which is maintained a state graded, semi-graded or high school, as hereinafter provided.

A district so formed by consolidation or annexation shall be known as a consolidated school district. Before any steps are taken to organize a consolidated school district, the superintendent of the county in which the major portion of territory is situated, from which it is proposed to form a consolidated school district, shall cause a plat to be made showing the size and boundaries of the new district, the location of school houses in the several districts, the location of other adjoining school districts and of school houses therein, together with such other information as may be of essential value, and submit the same to the superintendent of public instruction, who shall approve, modify or reject the plan so proposed, and certify his conclusions to the county superintendent of schools. To receive state aid as a consolidated school of class A or class B, as defined in this act, the consolidated district must contain not less than eighteen sections and to receive state aid as a consolidated school of class C, not less than twelve sections, but any existing school district of at least such area shall have the rights and privileges of a consolidated school district. A consolidated school district of less than twelve sections may be formed as herein provided, but shall not be entitled to receive special state aid as herein provided for. *Provided that any such consolidated school district, so organized, that contains less than twelve sections, but contains ten sections*

or more and has an assessed valuation therein of \$200,000, and not exceeding \$1,000,000, and also has within its borders an incorporated village, shall be entitled to draw state aid as a consolidated school of Class "C."

Provided, however, that a school district, which is otherwise qualified for aid under this act as a class A school, and which has its school house located within one mile of the state line or an impassible natural barrier, and which has not less than twelve sections, shall be entitled to receive such portion of the aid herein provided for class A schools as the ratio of the area of the district to the minimum area herein provided for class A schools.

Approved March 18, 1915.

CHAPTER 49—S. F. No. 591.

An Act entitled "An Act to dispose of the First Minnesota Infantry Monument Fund now in the hands of the State Treasurer as trustee."

Be it enacted by the Legislature of the State of Minnesota:

Disposition of First Minnesota Infantry Monument Fund.—

Whereas, at the muster out of the First Regiment of the Minnesota Volunteers in the spring of 1864 there remained in the hands of said regiment a fund which they had accumulated while at their winter quarters in "Camp Stone," Md., during the winter of 1861-2, by disposing of certain excess rations, which fund, at the time of their muster out, was turned over to the State Treasurer to be disposed of as afterwards directed;

And whereas said fund has been drawn on from time to time until the balance now remaining in the hands of the State Treasurer amounts to the sum of seven hundred sixty-two dollars and ten cents (\$762.10), as represented by a certificate of deposit issued by the State Bank of Slayton, Minnesota, under date of December 17, 1914, bearing interest at the rate of four per cent per annum, from date thereof, which fund is designated as "First Minnesota Infantry Monument Fund," which certificate is payable to the order of W. J. Smith, State Treasurer;

And whereas, the only use to which the same has heretofore been devoted has been to maintain and keep in good order the monuments erected on the Gettysburg battlefield and the copper flower urn erected in the Gettysburg cemetery, where fifty-five members of said regiment are buried;

And whereas, it has been found necessary to expend not more than sixteen dollars (\$16.00) annually for defraying the cost of keeping said monument and the ground on which it stands and the aforesaid urn in order;

Now, therefore, it is enacted, that all of said fund shall be transferred to the state revenue fund, and thereafter remain the property of the state; and there shall be paid by the State Treasurer, out of said revenue fund, on the order of the president of the First Regimental Association, or on the order of the governor of the State of Minnesota, the sum of four hundred dollars (\$400), or so much thereof as may be necessary, to assist in defraying the expense of preparing and publishing the regimental history of said regiment, now being prepared, and there shall likewise be paid, annually, to the proper officers having in charge the maintenance on the Gettysburg battlefield of the aforesaid monuments and urn and the grounds on which they are situate, the sum of sixteen dollars (\$16), which annual payments shall be made on the order of the Adjutant General of the State of Minnesota, supported by proper vouchers, showing to whom and for what purpose said payments are to be made.

This act shall take effect and be in force from and after its passage.

Approved March 18, 1915.

CHAPTER 50—S. F. No. 344.

AN ACT providing for the appointment of a court reporter in the Fifteenth Judicial District of this State, defining his duties and fixing his compensation.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Court reporters to be appointed by each judge in fifteenth judicial district.—In the Fifteenth Judicial District of the State of Minnesota, each judge may appoint a competent stenographer as reporter of the court to hold office and qualify in the same manner, perform the same duties and receive the same transcript fees as other court reporters under existing laws applicable to judicial districts which do not contain a city of the first class; and the judges of such districts shall fix the salary of each reporter appointed therein at a sum not to exceed three thousand dollars (\$3,000) per year by an order made and filed in the first instance with the respective county auditors of the district so affected on or before May 1st, 1915, and by subsequent orders made and filed with said county auditors annually on or before the first Monday in January, and all such orders shall apportion the salaries of the reporters among the several counties and require the payment thereof in the same manner as is now provided by section 119 of the Revised Laws of the State of Minnesota for the year 1905, as amended by Chapter 168, General Laws of 1909.

Sec. 2. Effective May 1, 1915.—This act shall take effect and be in force from and after the first day of May, 1915.

Approved March 18, 1915.

CHAPTER 51—S. F. No. 245.

AN ACT to amend Section 404 of the General Statutes of Minnesota for 1913, relating to places for holding election.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Election booths for different precincts may be held in same building centrally located.**—That Section 404 of the General Statutes of Minnesota for 1913, be amended so as to read as follows:

404. The council of every municipality shall by ordinance or resolution, and any town may by vote, designate the place of holding the election in each district; otherwise the election shall be held as near as may be at the place where the preceding election was held, subject to change before the opening of the polls as provided by law; *PROVIDED, that in villages and in cities of the fourth class, now or hereafter having two or more precincts the council of such municipality may by ordinance or resolution provide for the holding of all elections in such village or city in some building centrally located therein and the voters of said village or city may vote at such place so designated irrespective of whether the voting place is actually located in their precinct or not; at such place so designated there shall be provided separate statutory voting facilities for each precinct, and the voting shall otherwise be conducted in the same manner as though the voting places were located in the respective precincts.*

Approved March 19, 1915.

CHAPTER 52—S. F. No. 60.

AN ACT to repeal Chapter two hundred fifty-four (254) of the General Laws of Minnesota for 1911 entitled "An Act providing for the laying out and construction of highways outside of cities and villages and for the substantial improvement of the same and for the payment for the same by the state and county and by the assessment of beneficial lands."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Chap. 254, G. L. 1911 repealed with provisions to remain in force so far as proceedings already instituted are concerned.**—That Chapter 254, General Laws of Minnesota for 1911, entitled, "An Act providing for the laying out and construction of highways outside of cities and villages and for the substantial improvement of the same and for the payment for the same by the state and county and by the assessment of benefited lands," be and the same is hereby repealed; provided, however, that said act shall continue and remain in full force and effect with respect to all state rural highways heretofore constructed thereunder, or

in process of construction thereunder and in all proceedings now pending thereunder where the petition for any such rural state highway has been filed with the county auditor, and the first hearing thereon has been held by the county board or judge of the district court as in said act provided.

Approved March 22, 1915.

CHAPTER 53—S. F. No. 50.

* *AN ACT entitled "An Act authorizing any city now or hereafter having a population of over fifty thousand inhabitants to issue and sell bonds authorized by its charter, at a rate of interest in excess of that limited by such charter."*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain cities permitted to issue bonds at rate of interest in excess of charter limitations.—Any city of this state now or hereafter having a population of over fifty thousand inhabitants, and authorized by the terms of its charter to issue and sell the bonds of such city for any purpose, at a rate of interest limited to less than five per cent per annum, is hereby authorized and empowered, notwithstanding any such charter limitations, to issue and sell, to the amount and in the manner and for the purposes provided for in and by its charter, any city bonds authorized by the terms of its charter, bearing a rate of interest in excess of that limited by its charter, but not, however, exceeding a rate of five per cent per annum, payable annually or semi-annually. Provided that the provisions of this act shall not apply to any act of the legislature heretofore passed authorizing the issue and sale of bonds in which the rate of interest is fixed by the act.

Sec. 2. This act shall also apply to cities existing under a charter framed pursuant to Section 36, Article 4 of the Constitution.

Sec. 3. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved March 22, 1915.

CHAPTER 54—S. F. No. 454.

AN ACT legalizing and validating conveyances and leases of real estate, or either of them, made by the University of Minnesota, a corporation, as vendor or lessor, by authority of the Board of Regents of said University of Minnesota, and confirming and approving such conveyances and leases, or either or any of them.

Be it enacted by the Legislature of the State of Minnesota :

Real estate leases made by University confirmed.—That any and all conveyances of real estate or leases of real estate heretofore made by the University of Minnesota, a corporation, organized by authority of the Legislature of the State of Minnesota, and which said conveyances and leases, or either of them, have been duly approved by the Board of Regents of said University of Minnesota, be and the same are hereby approved, ratified and confirmed, and such conveyances or leases, or either or any of them, are hereby legalized and validated.

Approved March 22, 1915.

CHAPTER 55—S. F. No. 472.

AN ACT to authorize counties to construct railway tracks connecting county buildings with railroads running near such buildings.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Certain counties authorized to construct branch railroad tracks.—In all cases where county buildings, or buildings in which a county is interested with other counties, are situated upon land adjacent to or near a railway track, such county, to-wit: The county in which such buildings are located, may pay from the general revenue fund thereof, or from any money raised by such county in excess of its proportionate share for any such institution, the costs of procuring a right of way for and the building of a branch track suitable for the transportation thereon from said railway track to such buildings of any or all articles and commodities needed by said institution and of persons going to and from the same.

Approved March 22, 1915.

CHAPTER 56—H. F. No. 445.

AN ACT fixing the salary of county attorneys, and providing for the employment of stenographic help by such county attorneys, and for the compensation thereof, in counties containing not less than eighty (80) congressional townships, and having an assessed valuation of more than twenty-five million dollars, and less than fifty million dollars.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Salary of county attorneys in particular counties.—In each county of this state now or hereafter containing not less than eighty congressional townships, and now or

hereafter having an assessed valuation of more than twenty-five million dollars, and less than fifty million dollars, the county attorney shall receive an annual salary of three thousand dollars. Such salary shall be paid in equal monthly installments out of the county treasury upon warrants of the county auditor, in the same manner as other county officers are paid.

Sec. 2. Stenographic help not to exceed eight hundred dollars (\$800) per annum.—In such counties the county attorney may employ stenographic help, to be paid by the county, not to exceed eight hundred dollars per annum, which shall be paid in monthly installments out of the county treasury, upon warrants of the county auditor in favor of the person entitled thereto, and upon order of the county attorney, accompanied by his certificate that the service has been rendered. No allowance for hire of such stenographic help shall be made or received, in any case, except for services actually rendered.

Sec. 3. Certain acts not affected.—Nothing herein contained shall be construed to amend, modify, repeal, or in any manner affect the provisions of Chapter 233 of the General Laws of 1909, being Section 975 of the General Statutes 1913, relating to the county attorney's contingent fund.

Sec. 4. This act shall take effect and be in force from and after April 1, 1915.

Approved March 23, 1915.

CHAPTER 57—S. F. No. 291.

AN ACT providing for the disposition of moneys in the hands of persons acting as treasurers of villages, the attempted incorporation of which has been or may hereafter be declared to be illegal.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Money in hands of treasurer of illegally constituted village to be paid into township treasury.—The moneys remaining in the hands of the person acting as treasurer of a village, the incorporation of which has heretofore or shall hereafter be declared to be illegal, shall by said person acting as village treasurer, be paid to the treasurer of the township in which the territory attempted to be included in such village is situate and in case such territory is situate in more than one township, then said money shall be paid to the township treasurers of said townships in such proportion as the assessed valuation of the real estate thereof, formerly included in such assumed, but illegal village, bears to the assessed valuation of all the real estate formerly assumed to be included therein.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 25, 1915.

CHAPTER 58—S. F. No. 643.

AN ACT to authorize any city in the State of Minnesota now or hereafter having more than ten thousand and not more than twenty thousand inhabitants to issue and sell its bonds and use the proceeds thereof for the purpose of paying for local improvements now made, or hereafter to be made, for which no assessments against real estate have been or shall be levied to defray the cost of such improvements.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Fifty thousand dollars (\$50,000) local improvements bonds authorized.**—Any city in this state now or hereafter having more than ten thousand and not more than twenty thousand inhabitants, in addition to all the powers now possessed by such city, is hereby authorized and empowered, acting by and through the city council or common council of such city, by ordinance duly enacted by an affirmative vote of not less than two-thirds of all members elect of such city council or common council, to issue and sell not exceeding fifty thousand dollars (\$50,000) par value in and of the bonds of such city and use the proceeds thereof for the purpose of paying for local improvements now, or hereafter to be made, for which no assessments against real estate have been or shall be levied to defray the cost of such improvements.

Sec. 2. **To be issued notwithstanding the present indebtedness.**—The bonds authorized by Section one (1) of this act, or any portion thereof, may be issued and sold by any such city notwithstanding any limitation contained in the charter of such city or in any law of this state, prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of any such city shall at all times be pledged for the payment of any bonds issued under this act and for the current interest thereon, and the city council or common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. **Thirty years, at five (5) per cent, and how issued.**—No bonds shall be issued by any city for the purposes hereinbefore mentioned to run for a longer term than thirty years, or bear a higher rate of interest than five per cent per annum, but the place of payment of the principal and interest thereof and the

denominations in which the same shall be issued shall be such as may be determined upon by the city council or common council of such city, and may be in the form of coupon bonds, or registered certificates, so-called. All such bonds shall be signed by the mayor and attested by the city clerk, and shall be sealed with the seal of such city, except that the signatures to the coupons attached to such bonds, if any, may be lithographed thereon, and none of such bonds shall be sold at less than their par value and accrued interest; and then only to the highest responsible bidder therefor.

Sec. 4. To be authorized by voters.—Bonds issued under or pursuant to the provisions of this act shall be so issued only when authorized by the voters of such city at a general or special election called for that purpose in the manner hereinafter provided, and authority to issue bonds hereunder shall be in addition to all other authority of any such city to issue bonds whether by statute, charter provision or otherwise.

Sec. 5. Manner of holding election.—All elections provided for in this act shall be called and conducted in the manner prescribed for municipal elections in such cities, except that in the case of special elections the judges and clerks of election shall only sit on the day of election and it shall not be necessary to make any new register of voters at or prior to any such special election, but the judges of such election in each election district shall take from the custodian thereof and use at such election the register of voters used in said district at the general election held therein next preceding said special election, and if any person shall offer to vote in any such district, whose name does not appear on such registration list, his name shall be entered thereon on the day of election upon his taking such oath and answering such questions and complying with such other provisions as shall be required by the then existing laws regulating registration of voters. After his name is so entered and before he receives the ballot, the following oath shall be administered to him. "You do solemnly swear that you are a citizen of the United States; that you are twenty-one years of age and have been a resident of this state for six months immediately preceding this election, and that you are a qualified voter in this district and that you have not voted at this election." Upon taking this oath, if the judges are satisfied that he is a qualified voter he shall be allowed to vote. If such person refuses to take said oath he shall not be allowed to vote and his name shall be removed from the register. The common council may provide by resolution that any number of clerks and judges of election less than the number required by law to act as such at general elections may act as such and conduct any special election under this act.

Sec. 6. Information to be contained in notices of election, and manner of procedure by council.—Notices of all elections held under this act shall contain a statement of the amounts and purposes for which such bonds are proposed to be issued, with the date of their maturity and the rate of interest they shall bear. All elections provided for in this act may be called by resolution of the common council, passed by a majority vote of all members thereof, which resolution shall distinctly state the purpose of the election and the question to be submitted to the vote of the people. The ballot to be voted at all elections under this act may read as follows: "In favor of the proposition of issuing bonds for the purpose of to the extent of \$....., Yes....., No....."

Those voting for such proposition shall mark a cross (X) opposite the word "yes" and those against such proposition shall mark a cross (X) opposite the word "No" on said ballot in a space provided for that purpose. If a majority of votes cast at such election shall be in favor of issuing the kind and amount of bonds designated in the ballot, the city voting in favor thereof, through its proper officers without further act is authorized to issue such bonds to the amount voted and to issue and sell the same. The votes cast at such election shall be counted, returned and canvassed the same as at any other municipal election and the result certified to the clerk or recorder by the canvassing board. It shall be the duty of the common council to expend the moneys derived from the sale of said bonds in accordance with the directions of the voters as shown by said election. None of the proceeds of any of the bonds issued pursuant to the provisions of this chapter shall be used, or any part thereof, for any purpose except such as is designated in the resolution and vote of the electors cast at any election authorizing the issuance of said bonds and any member of the common council or officer of said city who shall vote for or in any manner participate in the appropriation or expenditure of any of the proceeds of any of such bonds for any other purpose shall be deemed guilty of a misdemeanor and punished as by law provided.

Sec. 7. Not to be taken as a part of present indebtedness.—None of the bonds of any such city, issued pursuant to the terms and provisions of this act, shall be deemed or taken to be a part of the indebtedness of such city within the purview of any law limiting the amount of the indebtedness of any city, and the bonds provided for in this act may be issued without regard to the indebtedness of any such city.

Sec. 8. Application.—This act shall not be construed as in any manner superseding, repealing, amending or qualifying the provisions of any home rule charter heretofore adopted by any

city or village, under the laws of this state, and this act shall not in any manner apply to any such city or village.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved March 25, 1915.

CHAPTER 59—H. F. No. 909.

AN ACT relating to bills introduced in this and subsequent sessions to amend and repeal part or parts of General Statutes, 1913, by reference thereto in the title and in the body of such bills.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Amendments to 1913 General Statutes validated.**—That all bills heretofore or hereafter introduced at this and subsequent sessions of the legislature purporting to amend or repeal any part or parts of the laws of this state by reference in the title and body of such bills to the General Statutes of Minnesota, 1913, shall be taken and construed to mean, and shall have the same force and validity as if the said bills referred to the original enactment or enactments in the Revised Laws of Minnesota for 1905, and the subsequent General Laws of Minnesota including those for the year 1905, and set forth in the General Statutes of Minnesota, 1913.

Approved March 25, 1915.

CHAPTER 60—H. F. No. 992.

AN ACT to amend Sections one and two, Chapter thirty. General Laws of 1915, also known as House File four hundred ninety-four (494) being an act entitled: "An Act to appropriate \$747.50 to the Twin City Mission Furniture Company, \$318.50 to Levin Brothers, Incorporated, and \$22.50 to the Twentieth Century Brass Works."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **One thousand eighty-eight dollars and fifty cents (\$1,088.50) appropriated for additional legislative desks and chairs.**—That Section 1 of Chapter 30, General Laws 1915 be, and the same is hereby amended to read as follows:

"Section 1. The sum of \$1,088.50 is hereby appropriated from any moneys in the treasury, not otherwise appropriated, to

the persons and firms specified in the following section of this act to be available for the year ending July 31, 1915, *being for the uses and purposes as therein stated.*"

Sec. 2. **To whom paid.**—That Section 2 of Chapter 30, General Laws 1915 be, and the same is hereby amended to read as follows:

"Section 2. To the Twin City Mission Furniture Company of St. Paul, Minnesota, \$747.50 for *thirteen desks furnished for House and Senate Chamber, for 1915 Session of the Legislature.* To Levin Brothers, Incorporated, of Minneapolis, Minnesota, \$318.50 for *thirteen chairs for House and Senate Chamber, for 1915 Session of the Legislature.* To the Twentieth Century Brass Works of Minneapolis, Minnesota, \$22.50 for *twenty-one brass desk stands for House and Senate Chambers for 1915 Session of the Legislature.*"

Approved March 25, 1915.

CHAPTER 61—S. F. No. 230.

AN ACT to amend Chapter 314, Laws 1913, entitled "An Act for the creation and formation of corporations for the establishment and maintenance of homes for dependent children, the care and supervision of said children in said homes, providing for the manner of receiving children into said homes and defining the rights of said corporations."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Provisions for incorporating homes for dependent children, and for securing homes for same.**—That Section 1 of Chapter 314, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 1. A corporation may be formed under the provisions of this act, by not less than three persons, for the purpose of establishing and maintaining homes for dependent children, for the receiving of such children into said homes, the care and supervision of said children and the conduct of said homes; *and for the purpose of securing homes in private families, by the adoption or otherwise, for orphans, homeless, abandoned, neglected or grossly ill-treated children.* Such incorporators shall file with the Secretary of State their certificate of incorporation which shall declare and state:

1. Its name and principal place of business.
2. That it is organized to establish and maintain a home for dependent children and for the custody and supervision of said dependent children in said home *and to find and secure homes in pri-*

vate families by adoption or otherwise for orphans, homeless, abandoned, neglected or grossly ill-treated children.

3. The names and places of residence of the incorporators, and how and when their successors may be appointed and elected.

4. The names of the first board of directors or managing officers and in what officers or persons the government of the corporation and management of its affairs shall be vested and how and when they shall be elected or appointed; and any other provisions not inconsistent with law that may be desired.

Sec. 2. Corporation to become legal guardian of child with parental privileges.—That Section 2 of said Chapter 314, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 2. The persons so executing said certificate and their successors shall thereupon become a corporation by the name specified therein, with all the powers of a common law corporation. It may sue and be sued by its corporate name, have perpetual succession, adopt a corporate seal, and change the same at pleasure. It may in its corporate name acquire and receive, by purchase, gift, grant, devise, or bequest, any property, real, personal or mixed, and the same hold, sell, convey, assign, loan, lease, or otherwise use for the purposes named in its certificate of incorporation, and for such time and in such manner as may be directed by any grantor or testator who may make a gift, devise or bequest to such corporation, to be administered and used as provided in this act; and it shall not have power to divert any gift, grant or bequest from the specific uses and purposes designated by the donor or testator. Such corporation shall have no capital stock; and any court of equity, on its own motion or upon application, may have and exercise visitatorial powers over its officers and affairs. *Every such corporation so formed may receive and become the legal guardian of any resident child under twelve years of age, who is grossly ill-treated, or who has been abandoned, or is without a home, or surrounded by bad or immoral influences, or whose living parents shall in writing assign to it the custody thereof; and such corporation may through its officers or agent, consent to the adoption of a child in all cases where a parent or guardian might so consent. It may contract in writing with any person who, after sixty days' trial, shall take, without adopting, any such child, for its proper care until sixteen years of age, if a girl, and eighteen years of age if a boy; such contract shall specify what amount, if any, is to be paid to such child at the expiration of such period, but shall contain no provision for its political or sectarian training, or education. Such corporation shall keep careful supervision of all children placed by it, and except in case of legal adoption, shall require from persons taking them a full report of their condition and welfare at least once a year; and its agents shall have the right to*

visit such children and personally investigate their condition as often as may be deemed desirable. If such corporation becomes satisfied, upon due investigation, that the influence of any home is harmful, or the treatment of the child is unduly severe or inconsiderate, it may require, through its board of directors or managing officer, the return of such child to the main office of such corporation, at the expense of the family having it.

Sec. 3. Property to be exempt from taxation.—That Section 3 of said Chapter 314, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 3. Said corporation shall have supervision over all children received by it as provided in this act and shall have a right to be appointed by the proper court and to act as guardian of any of said children. Said corporation and all its *property, person, real and mixed*, shall be exempt from taxation. Said corporation shall have *all the powers and* rights now conferred upon the governing body of cities, counties, towns and villages by Section 3122, Revised Laws 1905, and may exercise the *powers and* rights as provided in said Section 3122; and may have children committed to said home by the Probate Court and may receive the same in the same manner as provided in Sections 3122, 3123 and 3124, Revised Laws, 1905.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved March 31, 1915.

CHAPTER 62—S. F. No. 345.

AN ACT to amend Section 5046, General Statutes 1913, relating to the sale of drugs, medicines or poisons.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Violation declared to be a misdemeanor.—That Section 5046, General Statutes 1913 be amended to read as follows.

5046. *Punishment for sale by other than druggist.*—No person, not a registered pharmacist or a dealer employing and keeping such a pharmacist in active charge of his place of business, shall retail, compound or dispense drugs, medicines or poisons, or keep or conduct a place for retailing, compounding or dispensing drugs, medicines, or poisons, or falsely assume or pretend to the title of a registered pharmacist. No registered pharmacist or other person shall permit the compounding or dispensing of prescriptions or the vending of drugs, medicines, or poisons in his place of business, except under the supervision of a registered pharmacist or assistant. Every person violating any provision of this section *shall be guilty of a misdemeanor and shall be pun-*

ished by a fine of not less than fifty dollars, except in cases where the death of a human being results from such violation, when the person offending is guilty of a felony.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved March 31, 1915.

CHAPTER 63—S. F. No. 347.

AN ACT fixing the compensation of probate judges, and of clerks of probate courts, in counties containing not less than eighty congressional townships, and having an assessed valuation of more than twenty-five million dollars and less than fifty million dollars; and repealing inconsistent acts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salary of probate judges in certain counties.**—In each county of this state now or hereafter containing not less than eighty congressional townships, and now or hereafter dollars, and less than fifty million dollars, the probate judge shall receive an annual salary of one hundred dollars for each one million dollars of the total assessed valuation of said county as determined for the then next preceding year. Provided, however, that such annual salary shall not exceed three thousand dollars, and shall be in full compensation for all services rendered, and in lieu of all fees heretofore permitted to be retained by probate judges in such counties.

Section 2. **Fees to be paid into county treasury.**—In such counties the probate judge shall keep in his office a record of all fees collected by him under the provisions of Section 3634, Revised Laws 1905, and of all other fees allowed by law to be collected by him; and he shall pay the money so received into the county treasury at the end of each calendar month, and take the treasurer's receipt therefor.

Sec. 3. **Salary of clerk of probate court.**—In addition to such salary of the probate judge, the clerk of the probate court in such counties shall receive an annual salary of three hundred sixty dollars, and in addition thereto such further sum as the county board may allow, not to exceed a total annual salary of twelve hundred dollars.

Sec. 4. **To be paid monthly.**—Such salary and clerk hire shall be paid in equal monthly installments out of the county treasury, upon warrants of the county auditor in favor of the person entitled thereto, in the same manner as other county officers are paid.

Sec. 5. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 6. This act shall take effect and be in force from and after April 1, 1915.

Approved March 31, 1915.

CHAPTER 64—S. F. No. 383.

AN ACT fixing the times of holding the general terms of the district court of the Sixteenth Judicial District of the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Terms of district court in various counties of 16th Judicial District.**—The general terms of the District Court in the sixteenth judicial district of this state, shall be held in the several counties in each year at the times hereinafter prescribed, as follows:

In Stevens County. First Monday in March and first Monday in October.

In Big Stone County: Third Monday in March and second Monday in October.

In Traverse County: First Monday in May and second Monday in November.

In Grant County: First Monday in June and fourth Monday in October.

In Wilkin County: Third Monday in May and second Monday in December.

In Pope County: Second Monday in June and fourth Monday in November.

Sec. 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after the first day of April, A. D. 1915.

Approved March 31, 1915.

CHAPTER 65—H. F. No. 44.

AN ACT to amend Sections 4, 10 and 20, Chapter 122 of the Laws of 1913, relating to mutual liability insurance associations.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Creamery insurance companies to commence issuing policies when employees insured aggregate 300.**—That Section 4, Chapter 122, Laws 1913, be amended so as to read as follows:

Such associations shall not begin to issue policies until a list of the subscribers, with the number of employees of each which, in the aggregate must number in the aggregate, not less than five thousand, together with such other information as the commis-

sioner of insurance may require, shall have been filed at the insurance department, nor until the president and secretary of the association shall have certified under oath that every subscription in the list so filed is genuine and made with an agreement of all the subscribers that they will take the policies subscribed for within thirty (30) days of the granting of a license by the commissioner of insurance; *provided that in case of associations organized exclusively for the purpose of insuring creameries and cheese factories, such associations may begin to issue policies when the number of employees insured aggregates three hundred.*

Sec. 2. Subscribers not to fall below 200 and employees not below 300.—That Section 10 of Chapter 122, Laws 1913, be amended so as to read as follows:

If at any time the number of subscribers falls below twenty, or the number of the subscribers' employees within the state falls below five thousand, no further policies shall be issued until the total number of subscribers amounts to not less than twenty, whose employees within the state are not less than five thousand. *Provided, that in case of associations, organized for the purpose of insuring creameries and cheese factories the number of subscribers must not fall below two hundred nor the number of subscribers' employees within the state below three hundred.*

Sec. 3. Foreign mutual companies given same rights and benefits.—That Section 20 of Chapter 122, Laws 1913, be amended so as to read as follows:

Any mutual employers' liability insurance association of another state, upon compliance with all laws governing such corporations in general, the provisions of Section 1705, Revised Laws of 1905, and the provisions of this act, may be admitted to transact business in this state. Such associations shall pay to the department of insurance the fees prescribed by Section 9, Chapter 386, Laws of 1911.

Whenever the contracts of insurance issued by such associations shall cover in the aggregate less than five thousand employees, *or in the case of associations organized for the purpose of insuring creameries and cheese factories less than three hundred employees*, the assured shall forthwith notify the commissioner of insurance of such fact and if, at the expiration of six months from said notice, the aggregate number of employees covered by said contracts of insurance shall be less than five thousand, *or in the case of associations organized for the purpose of insuring creameries and cheese factories less than three hundred employees*, the commissioner of insurance shall revoke the license of such association and shall petition the district court for the appointment of a receiver for the purpose of winding up its affairs.

Approved March 31, 1915.

CHAPTER 66—H. F. No. 737.

AN ACT to amend Sections 2, 5, 7, 9, 10, 14, 15, 17, 19, 21, 22 and 23, of Chapter 59, of the Special Laws of Minnesota for the year 1891, the same being the act entitled, "An Act establishing a municipal court, in the City of Ely."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Municipal court judge in Ely to hold office for two years.—That Section 2 of Chapter 59 Special Laws of Minnesota 1891, be amended so as to read when amended as follows:

Sec. 2. Judge to appoint clerk.—The qualified electors of the City of Ely, St. Louis County, Minnesota, shall at the general election held in and for the election of officers for said city, elect a suitable person with the qualifications hereinafter mentioned, to the office of judge of the municipal court of said city, to be called municipal judge, who shall hold his office *until the next general election to be held in and for said city. That thereafter the term of office of the municipal judge, who shall be a resident and qualified elector, shall be two years and until his successor is elected and qualifies.*

Before entering upon the duties of his office said judge shall subscribe to an oath as prescribed by the General Laws for judicial officers, which oath shall be filed as required by the law. He shall have the general powers of judges of courts of record, and may administer oaths, take acknowledgments in all cases, and, as conservator of the peace, shall have the powers and authority over all actions or judgments arising in his court, where no other provision is otherwise made, in this act, which is by law vested in district courts of this state, or other judicial officers.

In case of a vacancy in the office of municipal judge the Governor of the State of Minnesota shall appoint some qualified person to said office until the next *regular city election, at which time an election may be had to fill the unexpired term of the person who has vacated the office, after which time a judge shall be elected for the full term of two years.*

Sec. 2. Judge to appoint clerk.—That Section 5, of Chapter 59 of the Special Laws of Minnesota for the year 1891, be amended so as to read when amended, as follows:

Sec. 5. Said municipal court, shall have a clerk, who shall be appointed or removed at the pleasure of the municipal judge, and by an order entered in the *files* of the court *and a certified copy thereof filed with the clerk of the City of Ely.* Before entering upon the duties of his office such clerk shall take the oath of office *as required by the clerk of court of the district court,* and shall execute a bond in a penal sum, and with such sureties as the city council of the said city shall direct and approve, and conditioned that he will at all times pay over to persons,

on demand, all moneys to which they may be entitled, which may come to his hands by virtue of his office, and will, also, on each day of each month, pay over to the treasurer of the City of Ely, all fines, fees and other moneys belonging or to go to the city, which may come to his hands by virtue of his office. Such oath and bond shall be filed *as required by law*. The salary of the clerk shall be paid out of the *proper* funds of the City of Ely. Such clerk shall have power to appoint a deputy clerk, subject to the approval of the judge, such deputy to have like powers as the clerk and for whose acts the clerk shall be responsible. *And said deputy before entering upon the duties of his office shall subscribe to and file a like oath of office as required of the clerk.*

Sec. 3. Court to be held in Ely—Extension of powers.—That section 7 of chapter 59 of the Special Laws of the year 1891 of the State of Minnesota, be amended so as to read when amended, as follows:

Sec. 7. The said municipal court shall be held in the City of Ely, at some suitable place to be provided therefor by the municipal judge, and at the expense of the city. Its judge shall see that the criminal laws of the state, and the ordinances, laws, regulations and by-laws of the city are observed and executed, and for that purpose shall open his court every morning, Sundays and legal holidays excepted, at nine (9) o'clock A. M., and proceed to hear and dispose of all actions and proceedings arising under the penal laws of the State of Minnesota, and hear and dispose of in a summary manner of all cases that shall be brought to him by the police officers of the city, either with or without process for violations of the ordinances, laws, regulations or by-laws of said city. The clerk shall have the care and custody of all books, files, records and papers of said court.

He shall be present at all trials and proceedings in court. He *shall* swear witnesses and juries and administer oaths, and shall keep the record of the court, all of which shall be done under the supervision of the judge. In the absence of the judge, adjournments may be made by the clerk. He shall tax all costs and disbursements allowed in any action and do all things and other acts necessary and proper to the enforcing and carrying out of the jurisdiction of the municipal court. He shall receive and collect all fines, penalties and fees of every kind accruing to the court and keep full, accurate and detailed accounts of the same and on the first secular day of each month *file a copy of the same and a detailed statement of the same with the receipts of the treasurer of the city, with the city clerk.*

Sec. 4. Trial of civil actions.—That section 9 of Chapter 59, of the Special Laws of the State of Minnesota for the year 1891, be amended so as to read when amended as follows:

Section 9. The municipal court shall hold regular terms

of court for the trial of civil actions, on *the second and fourth Tuesdays of each month* at ten o'clock A. M., which term shall continue from day to day, with such adjournments as the court may deem proper, until the business of each term shall be *disposed of*, and the court may by rule or order appoint such *special terms* to be held upon other days than the days mentioned above.

All civil actions in this court shall be commenced by service of summons and shall run in the name of the State of Minnesota, the summons, except when not otherwise provided in this act, must be subscribed by the plaintiff or his attorney and directed to the defendant, requiring him to answer the complaint and serve a copy of his answer on the person whose name is subscribed to the summons, and at a place within the state therein specified in which there is a post office, and within ten (10) days after the service of such summons, exclusive of the day of service. It shall not be necessary for a party to set forth in a pleading in a civil action in said court, the items of an account therein alleged, but he shall deliver to the adverse party within *eight (8) days* after a demand therefor in writing, a copy of the account verified by his own oath, or that of his agent or attorney; if verified by his agent or attorney, *it shall be to the effect that he believes it to be true*, or be precluded from giving evidence thereof, and the court or judge may order a further and more particular bill.

The notice to be contained in the summons, the manner of service of summons, pleadings, notices, and *appearances*, and the *manner of commencing civil actions* shall be the same as required by law in district courts, of this state, except as otherwise provided in this act, and the provisions of *Chapter seventy-seven (77) and seventy-nine (79) General Statutes of the State of Minnesota for the year 1913*, and acts amendatory and supplementary thereto so far as the same may be practicable and not contravene the provisions of this act, *shall apply to this court*. If the defendant appears within four (4) days after service of summons *where no pleading was served with the summons*, the plaintiff must serve a copy of the pleadings if demanded on the other party, or his attorney as the case may be, *within four (4) days after notice and demand*, and the other party shall have at least five (5) days thereafter to answer the same.

When the answer contains new matter constituting a counterclaim, the plaintiff may, within five (5) days, reply thereto and such counterclaim may, be such as could be interposed in the district court, or justice courts of this state. Either party may demur to the pleadings of his adversary, as in the district court. After the decision of the demurrer the court may if it appears that the demurrer was interposed in good faith, allow the party demurring to withdraw the same or amend the same or plead over again, at any time within five (5) days from the date of *filing* the

decision in the demurrer, or, if the demurrer is sustained, may allow the pleading demurred to to be amended on such terms as may be just. When a notice is necessary to be given of a motion to be heard by the court, it must be served *at least* five (5) days before the hearing or the time appointed, but the judge may, by order to show cause, prescribe a shorter time. All attempts to commence an action in this court shall be followed by the service of the summons or first publication thereof within *sixty days (60)* from the date of issuing the same. Each party shall, on or before the day of the trial of any issue and for which any cause is noticed file his pleadings with the *clerk*. Notice of trial may be given at any time by either party after issue *joined*, and *must be* at least *four* days before the term, and the party giving the notice shall furnish the clerk, at least one (1) day before the term, with a note of issue containing the title of the action and the names of the attorneys, if any.

When any such summons or other process or paper in any civil action shall have been delivered to any person for service, he shall as soon as practicable thereafter, make return to the said court or clerk, whether said summons, process or *other* paper shall have been served or not and if not served, the reason therefor.

The pleadings in said court shall be the same as in the district courts, of this state, subject to such modifications as *herein prescribed*.

The court may for good cause shown, in its discretion and on such terms as may be just and equitable, open any default at the term at which it occurred or at any time within *six (6) months* thereafter, or *may* allow any amendment to any pleading at any time during the trial of an action, and shall disregard variances between the allegations of the pleadings and evidence unless satisfied that the adverse party is prejudiced thereby.

Continuance shall be *had* on such terms and subject to the same rules as obtain in the district courts of this state.

In civil actions the following costs shall be taxed when the party is entitled to recover costs, appears and prosecutes by an attorney at law duly admitted to practice in the district courts of this state. In favor of the plaintiff, upon default by the defendant, *when a judgment is entered, five (5) dollars; to the plaintiff on a dismissal without the entry of judgment, three (3) dollars*; upon determinations of demurrer on motion, to the prevailing party such sums as the court may order not exceeding ten (10) dollars; upon a trial on the merits costs shall be taxed *in favor of* the prevailing party in the sum of *five (5) dollars where the amount is less than fifty (50) dollars; when the amount of judgment is fifty (50) dollars or more than ten (10) dollars*.

Costs may be taxed in favor of the plaintiff on the entry of judgment against the garnishee in any action, in the sum of three (3) dollars, to be paid and become part of the amount of judgment to be paid by the defendant or out of the property of the defendant in the hands of the garnishee.

Costs and disbursements shall be taxed and allowed in the first instance by the clerk of the court upon two days' notice by either party and inserted in the entry of judgment. The disbursements shall be in detail and verified by the affidavit of *the party or his attorney*, which shall be filed. The party objecting to any item of costs, shall specify in writing the ground of objection and the same shall be heard *on appeal to the court, after action thereon by the clerk*, and shall be determined upon the objection so made, and none other.

Sec. 5. **Attachment proceedings.**—That section ten (10) of chapter 59, of the Special Laws of Minnesota for the year 1891, be amended so as to read when amended as follows:

Sec. 10. Any creditor desiring to proceed by attachment in said court, may, at the time of commencing the action, or thereafter at any time while the action is pending, *and before the entry of judgment*, by himself, his agent or attorney, make and file an affidavit *as required by law* in an application for a writ of attachment in a justice court, and cause a bond to be filed with one or more sureties to be approved by the court or clerk and similar to the bond required in like applications in a justice court, except the limit of liability therein shall not exceed the sum of two hundred and fifty (250) dollars. Upon filing of bond and the approval of the same, the said clerk or judge shall issue the writ.

The service of the writ and the subsequent proceedings *thereunder* shall as near as may be, be similar to the service of such writs and proceedings *in district courts, except*, that writs of attachments to be vacated *must be under the provisions of laws relating to justice courts of the state.*

Whenever on the return of the writ of attachment, the return of the officer shall show that personal property of the defendant has been attached by virtue thereof and that the defendant cannot be found within the territorial jurisdiction of said court, and the plaintiff, his agent or attorney shall make and file an affidavit to the effect, that the defendant is a resident of this state, but that he resides outside of the territorial jurisdiction of the court, naming the place, thereupon the judge of said court upon the motion of the plaintiff or attorney, shall make an order reciting the facts and direct the summons and a copy of such order, *with a copy of the writ to be served* on the defendant *at any place he may be found* within the state.

The summons and copy of the order and copy of the writ may be served upon the defendant at any place out of the territorial jurisdiction of the court by an officer or indifferent person.

Sec. 6. **Drawing of jurors and per diem for same.**—That section fourteen (14) of chapter fifty-nine (59) of the Special Laws of Minnesota for the year 1891, be amended so as to read when amended as follows:

Sec. 14. Jurors of said municipal court shall be provided and drawn in the manner following, to-wit: the city council and clerk shall at its first meeting in the months of April, August and December of each year select and designate fifty (50) *electors* of said city as jurors of said municipal court to serve therein when drawn and required, during the succeeding four months *and* until their successors are drawn, certified and designated, and the city clerk shall certify the names so drawn to the *clerk* of said court, who shall thereupon write said names on separate ballots or *slips* and place the same in a box kept for that purpose and whenever a jury is demanded by either party *to an action* in said court, the judge or his clerk shall draw, by *ballot* eighteen names from the box and make a list of the same. Each party may thereupon strike out three names. In case of refusal or neglect of either party to so strike out such names, the judge or clerk shall *do so*. Upon such being stricken out a venire shall be issued and directed *as other process issued out of said court, requiring such officers* to summon twelve men whose names remain on such lists to appear before the court at the time and place named therein as a jury for the trial of such action; provided, that upon the consent of both parties entered upon the minutes, a jury of six, may be ordered, and in such cases, twelve names shall be drawn from the box and a list made by the clerk, and the parties may strike out three names each, and said jury be selected, impaneled and summoned as provided in this section. *The names of the jurors whose names are stricken shall not be placed in the box again, and the names of the persons who may serve on the jury shall be kept apart from those who have not served until all names have been drawn from the box, when they shall all be replaced and drawn on other juries.* The same rules that obtain in the district courts of this state as to the challenge of jurors, talesmen, oath to jurors and the respective functions of the court and jury, exceptions to the rulings of the court or judge thereof and his charges and refusal to charge, shall apply to this court.

When no other provision is otherwise made in this act, said court is vested with all the powers which are possessed by the district courts of the state and all laws of a general nature shall *apply* to said municipal court as far as the same *may* be applicable and not inconsistent with the provisions of this act.

Jurors in said municipal court shall be entitled to receive two (2) dollars per day on the trial of all civil actions. The jury shall be demanded on the call of the calendar on the first day of the term. If the jury is not demanded before the commencement of the trial of the action after the case is set for trial the jury shall be considered waived and the action shall be tried by the court without a jury, provided, that if a jury is demanded on the call of the calendar, the jury may be waived by agreement of the parties at any time before the jury is drawn.

Jurors in criminal cases shall be entitled to like fees as jurors in civil actions, which fees shall attach as part of the costs of the case.

The party desiring a jury in any civil action shall be required to pay a jury fee of three (3) dollars for a jury of six persons or less and the sum of five (5) dollars for a jury in excess of six persons, which amount shall be paid into the court fund of the city, and shall be paid before the jury is sworn. The jurors shall be paid out of the proper fund upon the certificate of the clerk of the municipal court, who shall deliver to each juror attending, such certificate, indicating the number of days attended and for which he is entitled to receive compensation.

Such certificate of the clerk shall be a sufficient voucher after being filed with the city clerk, who shall issue a warrant drawn on the proper fund directed to the city treasurer to pay the amount such juror is entitled to receive.

Sec. 7. **Appeal from decisions.**—That section 15 of chapter 59 of the Special Laws of Minnesota, for the year 1891, be amended so as to read when amended as follows:

Sec. 15. That section 4 of Chapter 27 of the General Statutes of Minnesota 1878, and acts amendatory and supplementary thereto relative to the reports of the Supreme Court and the distribution of the reports of said court, shall apply to this court and an appeal may be taken to the district court of the county in which this court is situated and as follows. In any cause in which a judgment or order shall be rendered in said municipal court, and from which a party is entitled to an appeal, such party may if he so elects cause the same to be removed to the said district court of the county, upon the same grounds and in like manner and proceedings, and with like effect as now or hereafter may prevail in case of an appeal from justice's courts, and may also appeal from an order of the court, sustaining or overruling a demurrer to a pleading, any order made on an objection to the taxation of costs and disbursements, or an order made on application to vacate a judgment.

Appeals from orders other than orders upon which a judgment has been entered may be taken at any time within ten (10) days after notice of the filing of the order.

Notice of appeal shall be served as in other cases and a bond shall be furnished and filed with the court with sufficient surety, by the appellant or some one in his behalf and of not less than fifty (50) dollars, conditioned that the appellant will pay all costs and charges, which may be awarded against him on appeal not exceeding the penalty of the bond, or may deposit with the clerk of court in lieu of such surety on the bond, the amount of the bond, to abide the judgment of the appellate court, but such bond may be waived by consent of the respondent and such appeal when taken from an order shall stay all proceedings thereon, and save all rights affected thereby.

The clerk of the municipal court shall collect a fee of one (1) dollar, for certifying and returning the record to the district court and a fee of one (1) dollar for receiving and docketing such appeal shall be paid to the clerk of the district court, which said fees shall be paid by the party appealing and may be taxed by him if successful as a disbursement: the clerk of the district court shall receive one (1) dollar for the remittitur and certifying and returning the records and proceedings on the appeal to the municipal court, to be paid by the party obtaining the same and which fees shall cover all charges of said respective clerks of court subsequent to taking such appeal, except as otherwise provided herein.

Said appeals may be brought on for hearing at any time or any special term of the court on eight days' notice given by either party after said record shall have been returned to the district court. Said district court upon such appeal shall have power in civil actions to affirm, reverse or modify the order of the court appealed from, and in case of a reversal, order a new trial, or do any other act that to the court may seem proper and upon determination of a demurrer or order appealed from, requiring further action by the court from which the appeal is taken, remand the same to the municipal court for the performance by it of the requirements of such determination.

The successful party on any such appeal shall be entitled to tax his actual disbursements, and in addition thereto the sum of ten (10) dollars, as statute costs of such appeal.

In case of any appeal to said district court herein provided for, the clerk of said court shall, with the remittitur transmit to the clerk of said municipal court, the record theretofore transmitted to him by the municipal court clerk or certified copies thereof, had on appeal, and after receipt thereof, said municipal court shall, upon written request of either party take such proceedings as directed by the order of the district court.

When an appeal is taken to the district court from a judgment or order made by the court, in an action for the violation of an ordinance, or by-law of the city, or a criminal action in which the city attorney shall prosecute the same or whose duty it is to prose-

cute, pursuant to the provisions of this court, or the city charter of the City of Ely, or any law of the state, the notice of appeal shall be served upon the city attorney, or the person who may prosecute the matter in its behalf, in the trial of the action, provided, that in an action under the statutes of the state, notice shall also be served upon the county attorney of the county.

Sec. 8. Transcript of judgment to be filed with clerk of district court.—That section 17 of chapter 59 of the Special Laws Minnesota, for the year 1891, be amended so as to read when amended as follows:

Sec. 17. No judgment rendered in said court shall attach or become a lien upon real estate until a transcript thereof shall be filed in the district court as hereinafter provided for, but writs of execution thereon in civil actions may issue upon the entry of judgment against the personal property of the debtor, returnable in sixty (60) days. Every person in whose favor a judgment is rendered in said court for an amount exceeding ten (10) dollars may, upon the payment of all costs, if any, remaining unpaid, receive on demand a transcript of such judgment, duly certified, and file the same in the office of the clerk of the district court of the county, who shall file and docket the same as in cases of transcripts of judgments from court of justices of the peace, and every such judgment shall become a lien on the real estate of the judgment debtor from the time of filing of such transcript to the same extent as a judgment of said district court; and upon a transcript of such docket being filed with the clerk in any other county, such clerk shall docket the same. From the time of such docketing the judgment shall be a lien, to the amount unpaid thereon, upon all real estate in the county, then or thereafter owned by the judgment debtor, and thereafter so far as it relates to the enforcement of the same against the property of the judgment debtor (except as to personal property, within the counties of St. Louis, Lake and Cook, Minnesota), be exclusively under the control of said district court and be carried into execution by its processes the same as if entered in the district court of such county. In case of loss of the transcript of such judgment first issued, a new transcript of such judgment may be issued. The clerk of said municipal court, shall note on the record that such transcript has been given, but said municipal court may at any time thereafter, take proceedings to enforce judgment against the personal property of the judgment debtor, the same as if such transcript had not been issued; and the judge thereof, of said court, is hereby vested with all power and jurisdiction in relation to the examination of debtors as otherwise vested in said district court, and the judges thereof. Upon the satisfaction, or partial satisfaction of any judgment in the municipal court, wherein a transcript of such judgment has been

issued, it shall be the duty of said court to give to the judgment debtor or creditor on demand a certified copy of the instrument of satisfaction or partial satisfaction which may be filed in the district court and such satisfaction or partial satisfaction entered upon the dockets thereof. Upon the satisfaction or partial satisfaction of any such judgment in the district court by proceedings upon such transcripts or otherwise, it shall be the duty of the judgment creditor to file a certified copy of the instrument of satisfaction, or a duplicate thereof, in the municipal court.

Sec. 9. Salary of judge and clerk.—That section 19, of Chapter 59, of the Special Laws of the State of Minnesota for the year 1891, be amended so as to read when amended as follows :

Sec. 19. The judge of said court shall receive a salary of *twelve (12) hundred dollars* per year and the clerk of said court shall receive such compensation as the city council of the City of Ely, shall allow to be paid out of the proper fund of the city in equal monthly installments.

The judge of said court shall not practice as an attorney in said municipal court while holding the office of *municipal judge*, neither the judge or the clerk shall receive any fees or other compensation other than his salary for his services, but in all proceedings had in said court the fees collected and charged by the judge and the clerk shall be the same as are allowed by law *in courts of justices of the peace*, except as otherwise herein provided, for similar services in proceedings and trials brought before it.

Police officers of said city are hereby vested with all powers of constables under the Statutes of Minnesota, as well as the common law and the police officers making services of processes or other doing or duty in respect to causes in said court shall note and return on such processes, summons, or other papers in civil actions, the fees that are allowed to constables for like services. All fees *belonging to the court, charged by the clerk of the court for services rendered by him in any court proceeding and all fines and penalties collected by the court in any criminal case, or action under the ordinances, or by-laws of the city, except as is otherwise expressly provided by law, shall be collected, paid over and credited to the proper court fund of the City of Ely.*

The plaintiff upon filing his complaint in all civil actions shall pay to the clerk of said court one (1) dollar *which shall be paid into the city treasury with such further costs that may accrue to the court in the proceedings and become the property of the city and belong to said fund.*

Sec. 10. Council to furnish police officers and judge to appoint court officer.—That section 21 of chapter 59 of the Special Laws of Minnesota for the year 1891, be amended so as to read when amended as follows :

Sec. 21. It shall be the duty of the city council of the City of Ely, to see that sufficient number of police officers are always in attendance upon said court and in readiness to obey its orders and mandates and to serve processes and to preserve order in the proceedings.

The municipal judge may appoint one or more persons as a court officer for special duty and attendance for duty in said court irrespective of the general rules or regulations relative to the qualifications of policemen if the city council shall fail to so appoint some one to perform such duties and for which he shall be paid his services upon the order of the court from the proper court fund, and may appoint such officer for special duty in the absence or inability of an officer appointed by the city council for such duties.

All policemen or court officers however appointed before entering upon their duties shall take the oath of office required by such officers pursuant to the laws of the State of Minnesota.

Sec. 11. **Trials involving title to real property to be transferred to district court.**—That section 22, Special Laws Minnesota for the year 1891 be amended so as to read when amended as follows:

Section 22. In case it shall appear upon the trial of any civil action *from the evidence of either party* that the title to real estate is involved in the action, *which title is disputed by the other party*, the municipal court shall not proceed further with the action but, shall transfer the same to the district court of the county and the case shall be proceeded with within the court to which it shall be transferred as if originally commenced therein.

Sec. 12. **City attorney to represent city and state.**—That section 23, of chapter 59, of the Special Laws of Minnesota for the year 1891, be amended so as to read when amended as follows:

Sec. 23. The city attorney of the City of Ely, *or such person who may represent the city, or be employed by the city to perform its legal business*, shall have charge of all proceedings arising under the ordinances, rules, by-laws or misdemeanors *under the general laws of the State of Minnesota, and in all civil actions in which the city is interested before said municipal court, and his compensation for such services shall be paid by the City of Ely.*

Sec. 13. This act shall take effect and be in force from and after its passage.

Approved March 31, 1915.

CHAPTER 67—H. F. No. 672.

AN ACT fixing the times of holding general terms of the district court in the Ninth Judicial District of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Terms of district court in 9th Judicial District.—

The general terms of the district court in the several counties constituting the Ninth Judicial District of the State of Minnesota shall be held each year at the times herein prescribed, as follows:

Brown county, on the third Monday in May and the second Monday in December.

Nicollet county, on the first Monday in May and the second Monday in October.

Redwood county, on the third Monday in April and the fourth Monday in October.

Lyon county, on the first Monday in June and the third Monday in November.

Lincoln county, on the third Monday in March and the fourth Monday in September.

Sec. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after July 1, 1915.

Approved March 31, 1915.

CHAPTER 68—H. F. No. 842.

AN ACT creating pensions for disabled or retired policemen, their widows and children under sixteen years of age, disabled or retired police matrons and their children under sixteen years of age, and widows of policemen who die in the service and their children under sixteen years of age in cities now or hereafter having a population of over fifty thousand inhabitants, and having a home rule charter; and providing for a fund out of which such pensions shall be paid, and for the establishment of a pension board for the management, control and distribution of such fund.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Police pension fund.—In every city in this state now having or hereafter having a population of over 50,000 inhabitants and having a home rule charter, there may be created a police pension fund, which shall be managed, controlled and distributed in accordance with the provisions of this act.

Sec. 2. Municipal police department to incorporate with specified powers in reference to compensation to retired members.—That every paid municipal police department now existing or which may hereafter be organized, is hereby authorized to become

incorporated pursuant to the laws of this state, or adopt a constitution and by-laws as a relief association, to provide for and permit and allow such police relief association so incorporated or so organized, or any police pension relief association now in existence and incorporated according to law, to pay out of, and from any funds it may have received from any source, a service, disability, or dependency pension in such amounts and in such manner as its articles of incorporation or the constitution and by-laws shall designate, not exceeding, however, the following sum per month to each of its pensioned members who shall have reached the age of 50 years or more, and shall have served twenty years or more in such department, or their widows and children under sixteen years of age, viz:

A sum equal to one-half of the monthly compensation allowed such member as salary at the date of his retirement, when such member shall have arrived at the age of fifty (50) years or more, and shall have served as a member of such paid municipal police department for a period of twenty (20) years or more in the police department of such city in which such relief association shall be so organized, or is so in existence, or who has been disabled physically or mentally because of any injury received or suffered while in the performance of his duties as such member, so as to render necessary his retirement from active police service. Provided, however, that if any member retires under the provisions of the act before he has served one year in the grade in which he is serving when he retires, he shall receive the same compensation as though he had retired in the next lower grade. Provided, further, that no retired member shall receive more than seventy-five (75) dollars per month. Said pension may be paid to any widow or child under sixteen years of age of any such pensioned and retired member of the police department or to any widow or child under sixteen years of age of any member who dies while in the service of the police department of any such city, and such widow or child shall receive the sums hereinafter provided:

Twenty-five (25) dollars per month to such widow and six (6) dollars per month to each of such children under sixteen years of age; provided, however, that in the event that any such widow remarries, she shall receive no further benefits under this law; provided, further, that any retired member of such police department or his family receiving benefits under any of the police pension laws of this state at the time of the passage of this act shall not be entitled to receive any increased benefits after the passage of this act; provided, further, that said fund shall not be used for any other purpose than for the payment of service, disability or dependency pensions as herein provided.

Sec. 3. Pension to be paid on certain conditions.—The pension authorized by this act shall not be paid to any person while drawing salary in any amount from such city as an employee in

said police department; and no member shall be entitled to said pension after he removes his residence from the United States, or who shall have been convicted of a felony or misdemeanor for which he shall have been adjudged to be imprisoned, or who is an habitual drunkard; and any person receiving the pension herein mentioned shall not receive or be entitled to receive any other or further pension or relief from said association.

Sec. 4. Pension not subject to attachment, etc.—No pension allowed or to be allowed by said Pension Board under this act, shall be subject to judgment, garnishments, or executions or other legal process, and no person entitled to such pension shall have any right to assign the same, nor shall said association have the authority to recognize any attempted assignment or pay over any sum whatever which has been assigned or attempted to be assigned.

Sec. 5. Association to have charge of fund, and sources from which the latter is to be derived.—Said association through its officers shall have full charge, management and control of the pension fund herein provided for, which said funds shall be derived from the following sources: From gifts of real estate or personal property, rents, money or from other sources. It shall also be the duty of the city treasurer of any city affected by this act to deduct each month from the monthly pay of each member of such police department, a sum equal to one per cent of such monthly pay, and place the same to the credit of the said police pension fund; it shall be the duty of every police officer receiving any reward for services in making arrests, or otherwise, to place to the credit of the police pension fund all such rewards; and it shall be the duty of the chief of police of any such city to place to the credit of the police pension fund all moneys falling into the hands of the police that shall remain unclaimed for a period of six months, and to sell all unclaimed property falling into the hands of the police when the same shall have been unclaimed for a period of six months and place the proceeds thereof to the credit of the said police pension fund.

An amount or sum equal to one-tenth ($1/10$) of one mill, and not to exceed one-sixth ($1/6$) of one mill, in addition to the rate allowed to be levied by the charter of any city affected by this act, shall be annually assessed and levied at the time and in the manner that taxes for the other funds of such city are levied by proper officers of such city where a police relief association now exists, upon each dollar of all the taxable property in such city as the same appears on the tax records of such city and such levy of said sum for the benefit of such police relief association shall be collected and apportioned by the proper officers of any county in which such city is located, in the same manner as are all taxes of such city.

Sec. 6. Membership of governing board.—The governing board of said association shall consist of five members to be elected annually, who shall hold their term of office for one, two, three, four and five years, respectively, or until the successor of each is duly elected and qualified, and the mayor, chief of police, and city treasurer shall be ex-officio members of said board and the city treasurer shall be the custodian of all funds of said association and disburse the same as directed by said board. All vacancies occurring in the elective membership of said board shall be filled by a special election called for that purpose. In any such city where the police department is under the direction and supervision of a commissioner of public safety and not under the direction and supervision of the mayor of such city, said commissioner of public safety shall be ex-officio member of said board in the place of the mayor of such city.

Sec. 7. Not to repeal existing acts.—This act shall not be deemed to repeal existing acts inconsistent therewith, but shall be construed as supplemental thereto, and any paid municipal police department now operating under other police pension laws of this state, shall continue thereunder until it shall elect to come under the provisions of this act, with the consent of the city council or other governing body of said city.

Sec. 8. This act shall take effect and be in force from and after its passage.

Approved March 31, 1915.

CHAPTER 69—H. F. No. 56.

AN ACT to amend Section 6428 of the General Statutes of 1913, relating to the capital, stock and deposits of local building and loan associations.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Aggregate amount borrowed not to exceed 80 per cent of assets.—Section 6428 of the General Statutes of 1913, is hereby amended to read as follows:

6428. Capital—Stock—Deposits.—Every such association shall have an authorized capital of at least fifteen thousand dollars (\$15,000). It shall not issue any preferred stock but all stock shall share equally in the profits and contribute equally to the losses and expenses according to its book value. It may issue stock to be paid for either when issued or in installments. Every such association shall be authorized to borrow money for the legitimate purposes of its incorporation in such amounts and under such regulations as may be provided for in its articles of incorporation or by-laws. Provided, that the aggregate amount so borrowed shall not exceed eighty per cent of the assets of said association."

Approved March 31, 1915.

CHAPTER 70—S. F. No. 455.

An Act to legalize, validate, ratify and confirm the proceedings of villages in the State of Minnesota, had between July 1st, 1913, and January 1st, 1915, in the matter of constructing water works and laying water mains in such villages, including the acts and proceedings of village councils in the issuing of village orders in payment for such water mains, and levying special taxes upon property in front of which such water mains have been laid, and pay the cost thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain village contracts and levying of taxes for water mains validated.—That whenever and in all cases between the 1st day of July, 1913, and the 1st day of January, 1915, the village council of any village in the State of Minnesota, has proceeded to construct water works and lay water mains in such village for the furnishing of water to the inhabitants thereof, and for the purpose of raising the necessary money to pay for the labor, services and material used, including contract prices for laying such water mains, has issued village orders and had thereby procured money which has actually been used by such village for said purpose, and where such village council has levied or attempted to levy special taxes upon property in front of which any water main has been laid to pay for the cost of such water mains, all steps taken, things done and acts and proceedings had, done and performed by such village council in the construction of such water works and the laying of such water mains, and in the levying of such special taxes upon property in front of which such water mains have been laid to pay for the cost thereof, and all orders issued by such village council for the procuring of money for said purpose are hereby legalized, validated, ratified and confirmed, and all such village orders so issued by such village council are hereby legalized, validated, ratified and confirmed and made the legal, valid and binding obligations of such village. All acts and proceedings done or performed by such village council in the performance of said work of constructing such water works and laying such water mains in such village, including the procurement of the necessary money to pay for such mains and the disbursing of moneys in the payment thereof, and the levying of special taxes upon the property in front of which such water mains have been laid, are hereby legalized, validated, ratified and confirmed. Provided, that the provisions of this Act shall not apply to any action or proceeding now pending in any of the courts of this state.

Section 2. This Act shall take affect and be in force from and after its passage.

Approved April 1, 1915.

CHAPTER 71—S. F. No. 304.

An Act authorizing clerks of the district court in counties now or hereafter having a population of not less than forty-five thousand nor more than seventy-five thousand, and in which the fees or salary of clerks of the district court are not regulated and fixed under a special law, to apply to a judge of the district court of the judicial district in which such county is situate, for the appointment of one deputy clerk of the district court at a compensation to be fixed by the order of the judge of said court appointing the same and authorizing said judge to appoint such deputy clerk upon such application in his discretion, and regulating the method of paying such deputy clerk if appointed.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Deputy clerk of court in Stearns county.—That the clerk of the district court in any county of this state now or hereafter having a population of not less than forty-five thousand and not more than seventy-five thousand, and in which the fees or salary of clerks of the district court are not now fixed or regulated by or under a special law are hereby authorized to appoint one deputy clerk of the district court in the manner hereinafter provided.

Sec. 2. To be appointed by clerk at a yearly salary to be fixed by judge of district court.—Whenever the clerk of the district court of such county shall desire the appointment of a deputy clerk pursuant to the provisions of this act he shall make an application in writing to a judge of the district court of his county, setting forth in such application the reasons for the appointment of a deputy and thereupon said judge shall consider and pass upon such application, and if in his opinion and judgment the appointment of a deputy clerk of such county pursuant to the provisions of this act, is reasonably necessary he shall by order authorize the clerk of said district court to appoint one deputy clerk of the court at a yearly compensation to be fixed by said judge in said order, which compensation when so fixed shall be payable in monthly installments out of the county treasury of the county upon warrants issued by the county auditor of such county. Said deputy clerk when so appointed shall possess all the powers and perform all the duties incident to deputy clerks of the district court as the same are now fixed by law.

Sec. 3. Not to prohibit the appointment of other deputies.—This act shall not be construed to prohibit the appointment by the clerk of the district court of such counties of any other deputies he may desire to appoint, but such other deputies must be paid by him in person out of the fees or salary of his office.

Sec. 4. Inconsistent acts repealed.—All acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 5, 1915.

CHAPTER 72—H. F. No. 28.

An Act to amend Section 4941 of the General Statutes of Minnesota for the year 1913, relating to the printing and distribution of the Legislative Manual.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. 25,000 copies of the Legislative Manual ordered printed.—That Section 4941 of the General Statutes of the State of Minnesota for the year 1913 be and the same is hereby amended so as to read as follows:

4941. Twenty-five thousand copies of said manual shall be printed and distributed as follows:

1. Fifty copies to the president of the senate and to each member of the legislature, and fifty copies to the state historical society.

2. Five to the state university.

3. Three to the state library.

4. Two to each of the following: The library of congress, the Minnesota soldiers' home, the state normal schools, the state high schools, the public academies, seminaries, and colleges of the state, and the free public libraries thereof.

5. One to each of the following: The state institutions not hereinbefore mentioned, the elective state officers, the appointed heads of departments, the officers and employees of both houses of the legislature, the supreme and district court judges, the senators and representatives in congress from this state, and the several county auditors.

6. Each county superintendent of schools, one copy for each public school in his county.

7. There shall be retained, for distribution to members of the next succeeding legislature, two hundred seventy-five and the remainder may be disposed of as the printing commission shall deem best.

Approved April 5, 1915.

CHAPTER 73—H. F. No. 254.

An Act authorizing the board of county commissioners of counties of this state having a total assessed valuation of more than two hundred million dollars (\$200,000,000) and less than three hundred million dollars (\$300,000,000) to appropriate and expend money from the county road and bridge fund, within the limits of any village, borough or town located in such county or upon any road, highway or bridge located upon or immediately adjacent to the boundary line between any city, village, borough or town, and any other city, village, borough or town.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County commissioners given authority to expend money on roads or bridges within the corporate limits of certain cities and villages.—That in any county of this state, now or hereafter having a total assessed valuation of all its taxable property, as fixed by the state tax commission, of more than two hundred million dollars (\$200,000,000) and less than three hundred million dollars (\$300,000,000) the board of county commissioners shall have the authority to appropriate and expend within the limits of any village, borough or town located in such county, or upon any road, highway or bridge located upon or immediately adjacent to the boundary line between any city, village, borough or town and any other city, village, borough or town within such county, such sum or sums of money from the county road and bridge fund as said board shall deem proper, for the building, repairing or otherwise improving of any road or highway, including the construction and repairing of any bridge thereon.

Sec. 2. All acts and parts of acts in conflict herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 5, 1915.

CHAPTER 74—H. F. No. 357.

An Act relating to drainage ditches and legalizing the location thereof in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Location of certain drainage ditches legalized.—Whenever a public drainage ditch has been established in pursuance to the drainage laws of this state and a general contract of construction thereof has been duly entered into, and during the course of construction thereof, the engineer has caused the said ditch or any branch or lateral thereof to be built or constructed at a different point of location or along a different

course, or with a different source or outlet than as designated in the original report of the engineer in said ditch matter or as duly established by the judge of the district court or the county board, or where ditches in such system other than or in addition to those duly established have been actually dug and constructed as a part of said drainage system, then and in that case, or either or any of them, such ditch and such branches or laterals thereof, and such additional ditch or ditches so dug and constructed are hereby legalized and made valid at such place of actual construction to the same extent and with like effect as if there established and located and ordered to be constructed by the final order establishing said ditch; provided, that if any person or parties whose lands are effected by any such change of source, course or outlet of any such ditches or by such additional ditches, claim additional damages to such lands than as originally awarded or claim reduction of assessment of benefits thereto then and in any such case such person shall within six months after the passage of this act make application to the district judge or county board which established said ditch to have his claim for such additional damages or reduced benefits considered and determined, and such application shall be heard at a time and place designated by order of the respective district judge or county board which established said ditch. Notice of the time and place of such hearing shall be given in the manner designated in said order, and at such hearing evidence as to such change of assessment of benefits or damages shall be heard and considered and said judge of the district court or county board, as the case may be, shall make such decree or order in reference thereto as is required by said evidence and as may be just and equitable. Appeal or review of such order shall be had in the manner provided by law for appeals from final order establishing a judicial ditch. This act shall only apply to drainage ditches and costs whereof as estimated by the engineer and shown in his report duly filed, exceeds the sum of five hundred thousand (\$500,000.00) dollars.

Sec. 2. Not to apply to actions now pending.—The provisions of this act shall not apply to any action now pending in any of the courts of this state wherein additional damages or reduction of benefits is sought.

Approved April 5, 1915.

CHAPTER 75—H. F. No. 881.

An Act to amend Section 259, General Statutes of Minnesota, relating to the establishment of municipal courts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Municipal court for every incorporated village or city now or hereafter a county seat.**—That Section 259, General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

“259. **New courts, how established.**—A court of record to be known as ‘the Municipal Court of’ is hereby established in and for every city, and in and for every incorporated village, *which is the county seat of the county in which it is situated* or which has or shall have one thousand (1,000) inhabitants or more, in which city or village no municipal court existed at the time of the taking effect of the Revised Laws of 1905, but no court thus established shall be organized until the city or village council so determines by a resolution adopted by a four-fifths majority of its members, and approved by its mayor or president, providing a suitable place for holding its sessions, prescribing the number of judges and other officials thereof, and fixing their compensation; and in case that two judges shall be prescribed for said court, one thereof may be called the municipal judge.”

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 5, 1915.

CHAPTER 76—S. F. No. 1.

An Act to amend Section 335 of the General Statutes of 1913, relating to primary elections.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Primary elections to be held on the third Monday in June.**—That Section 335 of the General Statutes of 1913 be and the same is hereby amended so as to read as follows:

Section 335. On the third *Monday* in June, preceding any general election and seven weeks preceding any city election in cities of the first and second class, held for the purpose of electing city officers only, an election of nominees, hereinafter designated as the “primary election,” shall be held in each election district for the selection of party and other candidates for all elective offices within the state, to be filled at such election except officers of towns, villages and cities of the third and fourth class, and members of school, park and library boards, in cities having less than one hundred thousand (100,000) inhabitants, and except presidential electors and the office of county surveyor. Every town, city and village clerk shall give at least *sixteen* days’ posted notice of the time and place of holding same, of the hours during which the polls will be open, and of the offices for which

candidates are to be nominated. The day for such primary election shall be the first day of registration in all election districts, except in cities of the first class.

Approved April 6, 1915.

CHAPTER 77—S. F. 259.

An Act to amend Section 2150 of the General Statutes for 1913, relative to tax certificates.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Failure to serve notice to operate to extinguish lien.**—That Section 2150 of the General Statutes of the State of Minnesota for 1913, be and the same is hereby amended to read as follows:

“No notice of the expiration of the time of redemption upon any certificate of tax judgment sale issued to an actual purchaser, or upon any state assignment certificate shall issue or be served under the provisions of Section 1654 of the General Statutes of 1894, or any other law in force at the time of the passage of this act, after the expiration of six years from the date of the tax judgment sale described by any such certificate; nor shall any such certificate be recorded in the office of any register of deeds after the expiration of seven years from the date of such sale. All such certificates upon which such notice of expiration of redemption shall not be issued and served, and such certificate recorded in the office of the proper register of deeds within the times limited by this act, shall be void and of no force or effect for any purpose whatever, and failure to serve such notice or record such certificate within the time herein prescribed shall operate to extinguish the lien of said purchaser for the taxes for the year or years in such certificate described and appearing, anything in any other statute of this state to the contrary notwithstanding.”

Sec. 2. **Not to affect pending actions.** *This act shall not affect any action or proceeding now pending in the courts of this state.*

Sec. 3. **Operative March 1st, 1916.**—*This act shall take effect and be in force from and after the 1st day of March, 1916.*

Approved April 6, 1915.

CHAPTER 78—S. F. No. 11.

An act relating to the conservation and protection of the minerals under the public waters within the state and to prohibit the draining of any public lake for the mining of minerals from any such lake below low water mark.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Unlawful to mine under public lake or river.—It shall be unlawful for any individual, co-partnership or corporation to mine any mineral below the low water mark of any public lake or river without first having obtained authority from the state.

Sec. 2. Draining of meandered public lake for mineral purposes forbidden.—It shall be unlawful for any individual, co-partnership or corporation to drain any meandered public lake for the purpose of mining of minerals without first having received the consent of a board hereby created for such purpose consisting of the governor, attorney general, secretary of state, state treasurer and state auditor, or other officers which may be empowered by law to grant such permission.

Sec. 3. Penalty for violation.—Any individual, co-partnership or corporation violating the provisions of this act shall upon conviction thereof be punished by a fine of not exceeding \$10,000.00, or by imprisonment in the state prison for not to exceed five years, or by both such fine and imprisonment at the discretion of the court.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 6, 1915.

CHAPTER 79—S. F. No. 254.

An Act authorizing villages to sell, lease, or abandon water works and lighting plants or any part thereof, or water works or lighting plants owned by any such village or any department thereof, and providing for the submission of any such proposition to the voters of any such village for approval or disapproval.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Village authorized to abandon, sell or lease water works and lighting plants on submission of proposition to vote.—Any village, in this state wherein there is constructed and in operation water works and lighting plant, or water works or lighting plant, for supplying water and light, or either of them, for public purposes or for the private use of its inhabitants, or both, owned by any such village, may by resolution or ordinance of its governing body, passed and adopted in the usual manner, sell, lease, or abandon any such plant or any specific part thereof; if a specific part of any such plant is to be sold, leased, or abandoned, such resolution shall state the specific part to be so sold, leased, or abandoned. Before any such resolution or ordinance shall become effective the same shall be submitted to the legal voters of such village at a regular village election or special election therein and approved by a majority vote of the electors

voting thereon at any such election. The ballots at any such election shall be printed and contain in full the resolution to be voted upon and thereon immediately following the resolution there shall be printed in appropriate manner the words "yes" and "no" on separate lines, and every voter desiring to vote in favor of such proposition shall thereupon make his cross (X) mark opposite the word "yes," and every voter desiring to vote against such proposition shall make such mark opposite the word "no." Such election shall be conducted and the votes cast thereat shall be canvassed and the result thereof certified in like manner as in case of an election for village officers.

Sec. 2. Proper officers to carry out will of majority of voters.—Thereupon if any such proposition shall be declared adopted and carried at any such election, the proper officers of any such village shall forthwith proceed to carry out the same according to such resolution.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 6, 1915.

CHAPTER 80—S. F. No. 54.

An Act to amend Chapter 79 of the General Laws of Minnesota for 1905, fixing the salaries of the members of the board of control of any county and to authorize any such board to fix the salary of the almshouse and hospital physician appointed by it.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salary of members of board of control in Ramsey county fixed at \$900 per annum.—Section 1 of Chapter 79 of the General Laws of Minnesota for the year 1905 is herein amended so as to read as follows:

"Section 1. The salary of each member of the board of control of any county in this state shall be *nine* hundred dollars per annum, and each such board is authorized to fix the salary of the almshouse and hospital physician appointed by it, at such sum not exceeding \$5,000 per annum as the board may deem proper. The salaries named herein shall be payable monthly out of the funds appropriated, on account of salaries, or otherwise, for the maintenance of the board."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 81—S. F. No. 100.

An Act to amend Section 1612 of the Revised Laws of 1905, relating to the annual report of the commissioner of insurance.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Insurance commissioner's report to contain certain information.—That Section 1612 of the Revised Laws of 1905 be amended so as to read as follows:

"The annual report of the commissioner shall include a statement of the receipts and expenditures of his department, a statement of the financial condition and business transactions of the several insurance companies doing business in the state, as disclosed by official examinations and by their annual statements, the condition of the receiverships of insolvent companies, and such other information as he thinks proper."

Approved April 8, 1915.

CHAPTER 82—S. F. No. 188.

An Act to amend Section 3313 of the General Statutes of Minnesota for the year 1913, regulating the investment of the funds of domestic insurance companies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Funds of domestic insurance companies may be invested in state bank stock and certain certificates of indebtedness.—That Section 3313 of the General Statutes of Minnesota for the year 1913 be and the same hereby is amended to read as follows:

"3313. **Capital, when paid in—Funds, how invested.**—The capital of every stock company shall be paid in full in cash within six months from the date of its certificate of incorporation, and thereupon a majority of the directors shall certify under oath to the commissioner that such payment in cash has been made by the stockholders for their respective shares, and is held as the capital of the company, and until then no policy shall be issued. Except as otherwise provided by law, the funds of every domestic company shall be invested in, or loaned upon, one or more of the following kinds of securities or property, and under the restrictions and conditions herein specified, viz.:

1. Bonds or treasury notes of the United States, national or state bank stock, interest bearing bonds or certificates of indebtedness at market value of this or any other state, or of any city, town, or county in this or any other state, or of the Dominion of Canada or any province thereof, having legal authority to issue the same, at market value, subject in every case to the same limitations and restrictions, according to the last assessment for

taxation, which exist in this state upon issue of securities by such or like municipalities at the date of the investment.

2. Notes or bonds, approved by the commissioner, secured by first mortgage on improved real estate in this or any other state, worth at least twice the amount loaned thereon, not including buildings unless insured by policies payable to and held by the security holder.

3. Stock or bonds at market value, approved by the commissioner, upon which *stock* interest or dividends of not less than three per cent have been regularly paid for three years immediately preceding the investment, of any public service corporation incorporated by or under the laws of the United States, or any state, or the Dominion of Canada, or any province thereof.

4. Insurance policies, issued by itself, to an amount not exceeding the net or reserve value thereof.

5. *Promissory notes maturing within six months, secured by the pledge of registered terminal warehouse receipts issued against grain deposited in terminal warehouses as defined in Section 4435, Revised Laws of Minnesota for 1913. At the time of investing in such notes the market value of the grain shall exceed the indebtedness secured thereby, and the note or pledge agreement shall provide that the holder may call for additional like security or sell the grain without notice upon depreciation of the security. The insurance company may accept, in lieu of the deposit with it of the warehouse receipts, a trustee certificate issued by any national or state bank at a terminal point, certifying that the warehouse receipts have been deposited with it and are held as security for the notes. The amount invested in the securities mentioned in this subdivision shall not at any time exceed twenty-five per cent of the capital stock of the company.*

6. Loans on pledge of any such securities, but not exceeding eighty per cent of the market value of stocks and *ninety-five per cent of the market value of bonds* specified in subds. 1 and 3; and in all loans reserving the right at any time to declare the indebtedness due and payable when in excess of such proportion or upon depreciation of security.
(1635")

Approved April 8, 1915.

CHAPTER 83—S. F. No. 491.

An Act to amend Section 1, Chapter 80 of the General Laws of 1911, as amended by Chapter 190 General Laws 1913, entitled An Act fixing the salary and compensation of clerks of the district court, the appointment of deputy clerks, their compensation and

duties in counties having or which may hereafter have a population of not less than two hundred thousand and less than two hundred seventy-five thousand inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Twelve deputy clerks for Ramsey county and salaries to be paid each.—That Section 1 of Chapter 80 of the General Laws of 1911 as amended by Chapter 190, General Laws of 1913 be amended so as to read as follows:

Section 1. In all counties of this state that now have or may hereafter have a population of not less than 200,000 and less than 275,000 inhabitants, the salary of the clerk of the district court shall be forty-five hundred dollars per annum. In all such counties the clerk shall appoint and employ *twelve* deputy clerks of said district court, whose duties shall be designated by said clerk and who shall be paid the following salaries: One deputy clerk who shall be paid twenty-five hundred dollars per annum; one deputy clerk who shall be paid eighteen hundred dollars per annum; one deputy clerk who shall be paid sixteen hundred dollars per annum; one deputy clerk who shall be paid fifteen hundred dollars per annum and *eight* deputy clerks who shall each be paid twelve hundred dollars per annum.

Sec. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 84—S. F. No. 501.

An Act to amend Sections 3603, 3604, 3606, 3607, 3608, 3613, and 3614, General Statutes of Minnesota 1913, relating to penalties for violation of insurance laws.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Agents made liable with directors and officers.—That Section 3603, General Statutes of Minnesota 1913, be amended so as to read as follows:

3603. Every director, officer or agent of an insurance company who officially or privately gives a guaranty to a policyholder thereof against an assessment for which he would otherwise be liable shall be guilty of a misdemeanor.

Sec. 2. Penalty for violation on first and second offenses.—That Section 3604, General Statutes of Minnesota 1913, be amended so as to read as follows:

3604. Whoever, without justifiable cause, neglects, upon due summons, to appear and testify before the commissioner as provided in this chapter, or obstructs the commissioner or his deputy

in his examination of an insurance company, shall be guilty, *for the first offense, of a misdemeanor, and for each subsequent offense of a gross misdemeanor.*

Sec. 3. Penalty for violation on first and second offenses.—That Section 3606, General Statutes of Minnesota 1913, be amended so as to read as follows:

3606. Every officer or agent of a life insurance company who shall issue any policy in violation of any order or other prohibition by the commissioner, made pursuant to law, shall be guilty, *for the first offense, of a misdemeanor, and for each subsequent offense of a gross misdemeanor.*

Sec. 4. Penalty for violation on first and second offenses.—That Section 3607, General Statutes of Minnesota, 1913, be amended so as to read as follows:

3607. Every insurance agent or broker who acts for another in negotiating a contract of insurance by an insurance company shall be held to be the company's agent for the purpose of collecting or securing the premiums therefor, whatever conditions or stipulations may be contained in the contract or policy. Whenever any such agent or broker, by fraudulent representations, procures payment, or an obligation for the payment, of an insurance premium, he shall be guilty, *for the first offense, of a misdemeanor, and for each subsequent offense of a gross misdemeanor.*

Sec. 5. Penalty for violation on first and second offenses.—That Section 3608, General Statutes of Minnesota 1913, be amended so as to read as follows:

3608. Every person licensed to procure insurance in an unlicensed foreign company, who fails to file the affidavit and statement required in such case, or who wilfully makes a false affidavit or statement, shall forfeit his license and be guilty, *for the first offense, of a misdemeanor, and for each subsequent offense of a gross misdemeanor.*

Sec. 6. Penalty for violation on first and second offenses.—That Section 3613, General Statutes of Minnesota 1913, be amended so as to read as follows:

3613. Every officer and agent of any insurance company, required by any provision of this chapter to make any report or perform any act, who shall neglect or refuse to comply with such requirement, and every agent, solicitor or collector of such corporation in this state who fails or neglects to procure from the commissioner a certificate of authority to do such business, or who fails or refuses to comply with, or violates, any provision of the insurance law, shall be guilty, *for the first offense, of a misdemeanor, and for each subsequent offense of a gross misdemeanor.*

Sec. 7. Penalty for violation on first and second offenses.—That Section 3614, General Statutes of Minnesota 1913, be amended so as to read as follows:

3614. Whoever violates any provision of the insurance law, where the nature of the offense is not specifically designated herein, shall be guilty, *for the first offense, of a misdemeanor, and for each subsequent offense of a gross misdemeanor.*

Approved April 8, 1915.

CHAPTER 85—S. F. No. 872.

An Act fixing the salary of members of the county board in certain counties.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Salaries of members of county board in Ottertail county.**—That in all counties of the state now or hereafter having a population of more than forty-five thousand (45,000) inhabitants, and not exceeding seventy-five thousand (75,000) inhabitants, and having an area of not less than sixty congressional townships, each member of the county board shall receive for his services an annual salary of two hundred and fifty dollars (\$250) and such additional compensation as is provided for in Section 685, General Statutes of Minnesota for 1913.

Approved April 8, 1915.

CHAPTER 86—S. F. No. 898.

An Act to amend Chapter 185, General Laws of Minnesota for 1911, as amended by Chapter 345, General Laws of Minnesota for 1913, relating to the acquisition of land for streets, parks and parkways in cities of the first class and the improvement and government of existing streets and parkways.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Assessments for benefits for parkways in Minneapolis to be paid from permanent improvement fund.**—Chapter 185, General Laws of 1911, as amended by Chapter 345, General Laws of 1913, is hereby further amended by inserting immediately after Section 3 of said Chapter 185 as amended the following section, viz.:

Sec. 3a. Whenever any award or awards of damages made to appellants upon any such appeal or appeals to the district court shall exceed the amount of the award or awards appealed from, and when any assessment or assessments of benefits made in respect to any appellant or appellants upon such appeal or appeals shall be less than the amount of the assessment or assessments of benefits appealed from, the amount of such increase in the amount of said award or awards of damages and the amount

of such decrease in such assessment or assessments of benefits may be paid by the city from the permanent improvement fund or any fund of the city available therefor, or the city council may cause the same to be assessed upon and against any property benefited by the proposed improvements in addition and without prejudice to prior assessments made thereon in said proceedings, and may refer the matter to the commissioners theretofore appointed by the council in such proceeding or to new commissioners to be appointed by the city council. Such commissioners, whether new or old, shall have the same qualifications as required of commissioners appointed by Section 2 hereof and such commissioners shall take oath to faithfully discharge their duties as such commissioners and give notice of the time and place when and where they will meet to hear persons interested and assess the amounts of such increase of awards of damages and decrease of assessments of benefits upon the land and property benefited by such proposed improvements. Such commissioners shall meet at the time and place so designated in their notice and hear all persons interested and assess the amount of such increased awards of damages and decreased assessments of benefits upon the property benefited by such proposed improvements, in proportion to such benefits, but in no case shall the amount of such assessment exceed the actual benefit to the lot or parcel of land so assessed, and said commissioners shall prepare and report to the city council an assessment list of the assessment so made by the commissioners, containing a brief description of each piece of property assessed, the name of the owners thereof if known, and the amount assessed against the same. Said commissioners shall file such assessment list with the city clerk, who shall present such list to the city council for consideration. A brief minute of the presentation of such assessment list to the city council shall be made and published in the record of the proceedings of the city council, which shall be held to be sufficient notice to all persons concerned. Such assessment list shall lie over without action thereon by the city council until the next regular meeting of the council which will occur at least one week thereafter, at which time or any meeting thereafter the city council may confirm such assessments and assessment roll or send the same back to the commissioners for further consideration and report thereon. Any person interested who is dissatisfied with the amount of any such assessment may file objections thereto and may appeal from the confirmation of such assessment by the city council to the district court in like manner and with like proceedings as provided in Section 3 hereof in respect to filing objections and taking appeals from original appeals made in such proceedings. Any decrease made in any such assessments upon any such appeals may be paid by the city from the permanent improvement fund or any fund

of the city available therefor, or cause the same to be re-assessed as hereinabove provided.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 87—H. F. No. 345.

An Act to appropriate money for the enlargement of the hog cholera serum plant of the State of Minnesota in the Department of Agriculture of the State University and for the manufacture, sale and distribution of such serum vaccine or other biological products and prescribing regulations and conditions with reference thereto, and repealing Chapter 313, General Laws 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Ten thousand dollars appropriated for enlargement of hog cholera serum plant.**—That the sum of ten thousand (\$10,000.00) dollars, or as much thereof as may be necessary, is hereby appropriated from any moneys in the State Treasury not otherwise appropriated, for the enlargement and equipment of the *said* hog cholera serum plant of the State of Minnesota at the University Farm, same to be immediately available.

Sec. 2. **Twenty thousand dollars appropriated for materials and expenses in manufacturing hog cholera serum.**—That the sum of Twenty Thousand (\$20,000.00) Dollars, or as much thereof as may be necessary, is hereby appropriated from any money in the State Treasury, not otherwise appropriated, for purchasing materials and defraying the cost and expense in the manufacture, sale and distribution of hog cholera serum, *vaccine or other biological products*, Ten Thousand (\$10,000.) Dollars of said sum to be immediately available and Ten Thousand (\$10,000.) Dollars to be available for the fiscal year ending July 31, 1916.

Sec. 3. **Price to be stated on each package.**—That the serum manufactured at the *said* plant shall be sold and distributed, as near as may be, at actual cost to any citizen who is a resident of this State and who applied for same as herein prescribed by the *said state serum plant*, and such selling price shall be stated on the package.

Sec. 4. **Surplus serum may be sold outside of the state—Precautions to be taken.**—That surplus serum produced by *said* hog cholera serum plant above a reasonable reserve may be sold out of the State at not less than cost of production.

That in case of need *said* State serum plant shall be authorized to purchase hog cholera serum, vaccine or other biological products which are deemed reliable and may sell the same at ap-

proximate cost in the same manner and under the same regulations as prescribed for serum from the hog cholera serum plant of the State of Minnesota.

Provided further that the said State Serum Plant before selling or distributing any such hog cholera serum, vaccine or other biological products shall exercise all due precautions in purchasing from government licensed plants and shall conduct such inspection or tests of said hog cholera serum, vaccine or other biological products as may appear reasonably necessary to insure reliable preparation.

Sec. 5. Veterinary division to establish stations in each county in the state.—The Veterinary Division of the State University shall establish in each county of this State, as necessity may demand, one or more distributing centers where such serum, vaccine or other biological products shall be had for sale, and such serum may be administered by any person upon his own hogs, but no person, except licensed veterinarians, shall administer said serum upon the hogs of another unless authorized to do so by the *State Live Stock Sanitary Board*. Said Department of Agriculture shall provide instruction in the proper method of administering said serum. To persons who apply therefor and certify to the *State Live Stock Sanitary Board* for license, said persons when in the judgment of such Department they have qualified themselves therefor.

Sec. 6. Hog cholera virus to be administered by persons authorized by State Live Stock Sanitary Board.—No hog cholera virus shall be used or administered by any person except he be authorized thereto by the *State Live Stock Sanitary Board*. Any person using or administering such virus and not so authorized shall be guilty of a misdemeanor, *the minimum punishment whereof shall be a fine of \$25.00 or imprisonment for thirty (30) days, and provided further that the use or administration of hog cholera virus for each lot of hogs shall constitute a separate and additional misdemeanor.*

Sec. 7. Moneys collected to be paid into operation fund.—That all moneys collected from the sale of said hog cholera serum, vaccine or other biological products as provided in Sections three (3) and four (4) of this Act shall be paid into an operation and maintenance fund, and the same is hereby appropriated for the operation of the hog cholera serum plant of the State of Minnesota.

Sec. 8. Inconsistent acts repealed.—That all Acts and parts of Acts inconsistent with this Act are hereby repealed.

Sec. 9. *That this Act being deemed of immediate importance shall take effect and be in force from and after its passage.*

Approved April 8, 1915.

CHAPTER 88—H. F. No. 437.

An Act to fix the salaries of county boards in all counties having not less than fifty-five nor more than fifty-seven congressional townships, and having an assessed valuation of not less than five million nor more than ten million dollars, and to provide for the payment of their expenses.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salaries of members of county boards in certain counties.—That in all counties having not less than fifty-five nor more than fifty-seven congressional townships, and having an assessed valuation of not less than five million and not more than ten million dollars, the several members of the county boards shall receive a salary of \$480.00 per year, to be paid in twelve equal monthly installments, which shall be in full for all services upon the county board or other boards and committees.

Sec. 2. Necessary traveling expenses allowed.—Each member of such county boards shall also receive his actual and necessary traveling expenses incurred in the performance of his official duties within his county, to be audited and allowed as other claims against the county. All claims for such expenses shall state clearly the nature of the service in which same were incurred and the date of same, and all claims for expenditures amounting to one dollar or more shall be accompanied by a receipt signed by the person to whom the money was paid.

All expenses incurred in connection with the construction of ditches shall be paid from the ditch fund. Each member shall keep an accurate account of the days and dates upon which ditch services are rendered and for each such day the county revenue fund shall be reimbursed from the ditch fund in the sum of three dollars, the transfer to be made by resolution of the board.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 89—H. F. No. 444.

An Act fixing the clerk hire for County Treasurer in certain Counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Clerk hire for county treasurer in certain counties.—In each county of this State, containing not less than fifty-five (55) nor more than fifty-seven (57) Congressional townships of land, and having an assessed valuation of not less than five million dollars (\$5,000,000.00) nor more than ten million dollars

(\$10,000,000.00) the County Treasurer thereof shall be allowed for clerk hire for the year 1915 and each year thereafter, not less than four hundred eighty dollars (\$480.00) nor more than nine hundred dollars (\$900.00), the amount to be determined by the Board of County Commissioners of said County and to be paid in the manner provided by the laws of this State relating to the payment of clerk hire allowed the County Treasurer.

Approved April 8, 1915.

CHAPTER 90—H. F. No. 651.

An Act to amend Chapter Nine (9) of the General Laws of 1913, fixing the time for holding the general terms of the District court, in and for the seventh Judicial District.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **General terms of district court in the various counties of the seventh judicial district.**—That Section one (1) of Chapter Nine (9) of the General Laws of 1913, be and the same hereby is amended so as to read as follows:

“Section 1. From and after the first day of July, A. D. 1913, the general terms of the District Court in and for the several counties composing the Seventh Judicial District of the State of Minnesota, shall be held in each year as follows:

In Becker County on the fourth Monday in March and the first Monday in October.

In Benton County on the second Monday in April and the first Monday in October.

In Clay County on the second Monday in May and the first Monday in December.

In Douglas County on the fourth Monday in February and the first Tuesday in September.

In Mille Lacs County on the fourth Tuesday in March and the third Tuesday in October.

In Morrison County on the *second Tuesday in June and the second Tuesday in January.*

In Otter Tail County on the second Monday in April, and in the odd numbered years on the first Monday in November, and in the even numbered years on the Wednesday next following general election day.

In Stearns County on the second Monday in May and the first Monday in December.

In Todd County on the second Monday in March and the third Monday in September.

In Wadena County on the fourth Monday in April and the second Monday in November.

Approved April 8, 1915.

CHAPTER 91—H. F. No. 872.

An Act to amend Section Eight Hundred Thirty-five (835) General Statutes of Minnesota, 1913, relating to clerk hire in certain Counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Clerk hire for county auditors in certain counties.—That Section 835 General Statutes of Minnesota, 1913, be amended so as to read as follows:

"In each County of this State containing 75 or more congressional townships of land and having an assessed valuation of more than *six* million dollars, the County Auditor thereof shall be allowed for clerk hire, for the year 1915, and for each year thereafter, *three-fifths* of one mill on each dollar of assessed valuation, not exceeding six million dollars; *one-fourth* of one mill on each dollar on all sums in excess of six million dollars and not exceeding twelve million dollars; and on all sums in excess of twelve million dollars, one-twentieth of one mill on each dollar; to be paid in the manner provided by the laws of this State relating to the payment of clerk hire allowed County Auditors; provided, that in any such County where the public service would appear to demand it, the County Board may grant an additional sum for clerk hire in the office of the County Auditor, when such additional sum has been approved by the Attorney General and the Public Examiner."

Sec. 2. This Act shall be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 92—H. F. No. 873.

An Act to legalize and validate Contracts heretofore entered into with, and conveyances made to, or by, Foreign Corporations engaged in the business of General Building and Loan Associations in this State, but which have been transacting such business in the State without fully complying with the laws of this State relative thereto, but have now, or which may within sixty days hereafter fully comply with the same.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Validation of certain contracts made by foreign corporations doing business in Minnesota.—That any and all contracts with, and any and all conveyances to or from any foreign corporation heretofore and now doing the business of a general building and loan association in this state, which has heretofore at any time complied with, or attempted to comply with Chapters Sixty-nine (69) and Seventy (70) of General Laws of the

State of Minnesota for the year 1899, now known as Sections 2888, 2889, and 2890, Revised Laws of the State of Minnesota, 1905, relating to the admission of foreign corporations for pecuniary profit to do business in this state and requiring certain fees to be paid by such corporations, and has paid into the State Treasury the fees provided for by said law, and has obtained from the Secretary of State a certificate that said corporation has complied with the laws of this state in this respect, or has complied in whole or in part, or attempted to comply with the provisions of Section 3060 of the Revised Laws of Minnesota, 1905, as the same originally existed, or as the same was amended by Chapter 24 of the General Laws of Minnesota for the year 1909, or has deposited securities with the Superintendent of Banks in the amount of not less than One Hundred Thousand (\$100,000.00) Dollars, under the provisions of said section 3060, and which corporation heretofore has made, or which shall hereafter within 60 days after the taking effect of this act make the deposit of securities with the Superintendent of Banks as now required by the laws of the State of Minnesota, and within the said time shall comply with all the provisions of the laws of the said state relative to such foreign corporations transacting such business in the State of Minnesota, are hereby legalized, confirmed and validated, and all such contracts are hereby made valid and enforceable by or against any such corporation, as fully and to the same extent as if such corporation had in all things complied with the laws of said state before transacting any of said business in said state.

Sec. 2. Not to apply to pending actions.—This act shall not apply to any action now pending in the State of Minnesota wherein the validity of such contracts or conveyances is called in question on account of the failure of any such corporation sooner to comply with such law.

Sec. 3. This act shall take effect from and after its passage.

Approved April 8, 1915.

CHAPTER 93—H. F. No. 914.

An Act to amend Sections 176, 177, 178, 180, 182, 184 and 185 General Statutes of Minnesota for the year 1913, relating to the manner, time and place of holding terms of District Court in the Eleventh Judicial District of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. General term of district court to be held in Ely on third Tuesday in January and second Tuesday in August annually.—That Section 176 General Statutes of Minnesota for the

year 1913 be amended so as to read when amended as follows:

"Sec. 176. General terms of the District Court for the County of St. Louis, are hereby established to be held in the city of Virginia, in said County on the first Tuesday of April and the fourth Tuesday of August and the first Tuesday of December, in each year, and in the village of Hibbing on the first Tuesday of February and June and the fourth Tuesday of October in each year, and *at the city of Ely on the third Tuesday in January and the second Tuesday in August in each year*, for the trial of all actions and proceedings, civil and criminal, with the same force and effect as though held at the County seat of said County; and said terms shall be in addition to the general terms of said District Court held at the County seat of said County, as now provided by law. Provided, that all proceedings for the registration of title to real estate shall be tried at the County Seat of said County, as now provided by law. Provided further, that all other actions involving title to real estate shall be tried at the County Seat of said County, except that by written consent of all parties thereto any such action may be tried at said city of Virginia, or the village of Hibbing *or city of Ely*. Provided further, that in any action involving the title to real estate if the plaintiff shall in his summons and complaint state that he desires such action tried at the city of Virginia or the village of Hibbing *or the city of Ely*, such action shall be tried at such city or village, unless the defendant or any one of the defendants in said action shall in his answer demand that said action be tried at the County seat. Provided further, that no officer having in his custody any of the public records of St. Louis County shall be required to produce any of said records at the trial of any action herein provided for, except at the County Seat, save on an order of said Court providing for the immediate return of any such records to the proper office. Provided further, that such regular terms of Court shall not be held at the village of Hibbing *or the city of Ely* as aforesaid, unless the said village of Hibbing and said city of Ely shall have previously, without any expenses to the County of St. Louis, provided suitable rooms for the holding of such terms of Court and the accommodation of the Clerk and a proper place for the confinement of prisoners during such terms."

Sec. 2. **Special term to be fixed by the court.**—That Section 177, General Statutes of Minnesota, 1913, be amended so as to read when amended as follows:

"Sec. 177. Special terms of said District Court shall also be held at said city of Virginia at least once in each month and at said village of Hibbing, at least once in each month, on such days and at such times as the Court may designate by order, for the hearing of such matters as are usually heard at special terms

and at Chambers in the District court, and the Court may by order, provide for holding special terms of Court at the city of Ely at any time when in the judgment and discretion of the court it shall deem expedient so to do, for the hearing of such matters as are usually heard at special terms and at chambers, in the District court, and may in such order if he deems it expedient, provide for the trial of issues of fact and law in cases where such action is to be tried by the Court without a jury or a jury has been waived by the parties to the action, and such waiver has been filed with the Clerk of Court."

Sec. 3. Resident chief deputy clerk for Ely.—That Section 178 General Statutes of Minnesota for the year 1913, be amended so as to read when amended as follows:

"Sec. 178. There shall be at all times a Chief Deputy sheriff of said County and a Chief Deputy clerk of said District Court and such other deputies as may be necessary, resident at said city of Virginia, or said city of Ely or the village of Hibbing and their appointment shall be made in the same manner as other deputy sheriffs and deputy clerks of the District court in said counties. The salaries of such deputies shall be fixed and paid in the same manner as other such deputies, except that the salary of such Chief Deputies shall be not less than two thousand dollars (\$2,000.) per year. But the offices of said Deputy Sheriff and the offices of said Deputy Clerk at Virginia and Hibbing and Ely shall not in any sense be considered or deemed to be the office of the sheriff or the office of the clerk of said Court for any purpose, except for the performance of their respective duties, relating solely to proceedings tried or to be tried at said city of Virginia or said city of Ely or village of Hibbing, except that marriage licenses and naturalization papers may be issued by said Deputy clerk.

Sec. 4. Grand and petit jurors.—That Sec. 180 of the General Statutes of Minnesota be amended so as to read when amended as follows:

"Sec. 180. Grand and petit jurors for each of said general terms shall be selected, drawn and summoned in the same manner in all respects as for the general terms of said court held at the County Seat of said County, except when in the discretion of the Court, there will be no necessity of drawing a grand jury or petit jury, the Court may enter its order directing that no grand jury or petit jury be summoned for the particular term therein mentioned."

Sec. 5. Trial of criminal actions.—That Section 182 of the General Statutes of Minnesota 1913, be amended so as to read when amended as follows:

"Sec. 182. All persons bound over to the Grand Jury, charged with a criminal offense, by any justice of the peace or

municipal court, shall be tried at the place of holding regular terms of said district court, which is nearest to the court binding said party over; except as hereinafter provided; and all criminal offenses committed in any city, village, township or unorganized territory shall be tried at the place of holding the regular term of said district court which is nearest to said city, village, township or place where said offense is committed. Provided that when said offense is committed nearer to Virginia or Hibbing *or Ely* than to the county seat, the party committing said offense shall be tried at the first term of court to be held at either Virginia or Hibbing *or Ely* at which a grand jury is in session. Provided further, that when such offense is committed nearer the city of Ely than any of the other places referred to, said cause, in the discretion of the Court, *or on demand of the person charged with the offense*, may be tried at said city of Ely."

Sec. 6. Commencement of civil actions at the court of Ely.—That Section 184 of the General Statutes of Minnesota, 1913 be amended so as to read when amended as follows:

"Sec. 184. Any party wishing to have any civil cause commenced by him in said Court, tried in said city of Virginia, shall in the summons issued therein, in addition to the usual provisions, print, stamp or write thereon the words "to be tried at the city of Virginia", and any party wishing any civil cause commenced by him in said Court tried at the Village of Hibbing, shall in the summons issued therein, in addition to the usual provisions, print, stamp or write thereon the words, "to be tried at the village of Hibbing," *and any party wishing any civil cause commenced by him in said Court tried at the city of Ely, shall in the summons issued therein, in addition to the usual provisions, print, stamp or write thereon the words, "to be tried at the City of Ely,"* and in all cases where any summons contains any such specifications, the case shall be tried at said city of Virginia or the village of Hibbing *or city of Ely*, as the case may be, unless the defendant shall have the place of trial fixed in the manner hereinafter set out.

If the place of trial designated is not the proper place of trial, as specified in this act, the cause shall nevertheless be tried in such place, unless the defendant, in his answer in addition to the other allegations of defense, shall plead the location of his residence, and demand that such action be tried at the place of holding said court nearest his residence as herein provided; and in any case where the answer of the defendant pleads such place of residence and makes such demand of place of trial, the plaintiff in his reply, may admit or deny such allegations of residence, and if such allegations of residence be not expressly denied, such cause shall be tried at the place so demanded by the defendant,

and if the allegations of residence be so denied, then the place of trial shall be determined by the Court of motion.

If there are several defendants, residing at different places in said county, the trial shall be at the place which the majority of such defendants unite in demanding, or if the numbers are equal, at the place nearest the residence of the majority.

Nothing in this act contained, however, shall be construed to abridge the power of the court, for cause shown to change the place of trial of any such action or proceeding, civil or criminal."

Sec. 7. **Judgments rendered by the district court in City of Ely to be docketed at the county seat.**—That Section 185 General Statutes of Minnesota 1913, be amended so as to read when amended as follows:

"Sec. 185. After the place of trial of any cause is determined, as provided in this act, all papers, orders and documents pertaining to all causes to be tried at Virginia, *Ely* or Hibbing and filed in Court, shall lie filed and be kept on file at the Clerk's office in the city of Virginia.

In all actions tried at the city of Virginia *or city of Ely* or the village of Hibbing, the clerk of said Court as soon as final judgment is entered, shall forthwith cause such judgment to be docketed in his office at the County seat; and when so docketed the same shall become a lien on real estate and have the same effect as judgments entered in causes tried at the county seat.

Provided, that in all actions tried at said city of Virginia *or city of Ely* or said village of Hibbing, involving the title to real estate, upon final judgment being entered, all the papers in said cause shall be filed in the Clerk's office at the county seat and the final judgment or decree recorded therein, and a certified copy of all papers in said cause shall be made by the clerk and retained at the clerk's office in the city of Virginia, without additional charge to the parties to said action."

Sec. 8. This act shall take effect and be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 94—H. F. No. 977.

An Act to empower counties bordering on the Mississippi River to make appropriations to aid and assist any city of the fourth class, situated on the Mississippi River and located in or adjoining such counties, in paying for, improving and keeping in repair any bridge crossing the Mississippi River at such city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **County commissioners authorized to assist in building bridges across the Mississippi river.**—In all counties

in this state bordering, in any part, on the Mississippi River, the county commissioners of any such county may by resolution duly adopted, aid and assist any city of the fourth class, situated on such river, and in or adjoining such county, in paying for, improving and keeping in repair, any bridge across such river, including approaches thereto, located upon or forming a part of any street or highway, either wholly or partly within its limits, when such bridge, street or highway shall form a part of, or connect with, any state road, state rural highway or public street or highway leading into or through such city or into or through such county or counties.

Sec. 2. To be paid out of the road and bridge fund and not to exceed \$5,000 in any one year.—Such aid may be given once in each year and shall be paid into the city treasury of such city out of the Road and Bridge fund or funds of such county or counties or out of the allotment to such county or counties from the State Road and Bridge fund, and shall not in any one year exceed \$5,000.00 from any one of such counties.

Section 3. Form of resolution providing for assistance.—Where the county commissioners of any such county decide to aid and assist any such city in paying for, improving or keeping in repair any such bridge as herein specified, they may at any regular or special meeting thereof adopt a resolution for that purpose, which resolution may be in substantially the following form: “Be it resolved by the county commissioners of the county of—That the sum of \$— be and the same hereby is appropriated out of the Road and Bridge fund of this county (or out of the allotment for this county from the State Road and Bridge fund) to aid and assist the city of—, in the county of—, in paying for, improving and keeping in repair the bridge across the Mississippi River at the city of—; and the county treasurer of this county (or the State Highway Commission) is hereby directed to pay into the city treasury of said city of— said sum of \$— out of any moneys belonging to said funds.

Chairman.”

Sec. 4. Payment by state highway commission or county treasurer.—Upon receipt of a certified copy of any such resolution by the State Highway Commission, or by the county treasurer of the county adopting the same, it shall be the duty of such State Highway Commission or such county treasurer, as the case may be, to pay the sum therein stated into the city treasury of such city and to charge the amount so paid to the fund or funds stated in such resolution.

Sec. 5. Itemized statement to be filed with the county auditor.—All money appropriated to any city under the provisions of this act shall be expended thereby for the purposes

herein authorized, and it shall be the duty of the clerk of such city, on or before the first day of January of each year, to prepare and file with the county auditor of the county making the appropriation; an itemized statement showing to whom and for what purposes the same had been used or expended.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 8, 1915.

CHAPTER 95—S. F. No. 696.

An Act fixing the salary and expense allowance of County Commissioners in all counties of this state, now or hereafter having an assessed valuation of more than \$250,000,000 and an area of more than 5,000 square miles.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salaries of members of county board in St. Louis county.**—That in all counties of this state, now or hereafter having an assessed valuation of more than two hundred and fifty million dollars (\$250,000,000.00) and an area of more than five thousand (5000) square miles, each member of the Board of County Commissioners shall receive an annual salary of eighteen hundred dollars (\$1800.00), payable in equal monthly installments as the salaries of other county officials are paid, which salary shall be in lieu of all other charges and allowances against said county, except that such commissioners shall be allowed and paid in addition to said salaries their actual and necessary traveling expenses incurred and paid by them in the discharge of their official duties, not exceeding in one calendar year the sum of Three Hundred dollars (\$300.00) for each commissioner. Such traveling expenses shall be allowed by the county upon duly verified and itemized bills in the same manner as other claims against the county.

Sec. 2. All acts and parts of acts in conflict with the provisions of this act are hereby repealed.

Approved April 9, 1915.

CHAPTER 96—S. F. No. 267.

An Act to amend sections one (1), two (2) and seventeen (17) of Chapter three hundred and forty-five (345) of the General Laws of nineteen hundred and seven (1907), entitled "An Act to provide for the organization, admission and regulation of fraternal beneficiary associations including the business of life and disability insurance, and to repeal all laws in conflict

with the provisions of this Act." Said sections one (1), two (2) and seventeen (17) relating to the definition of fraternal beneficiary associations, what associations operating under lodge system and to the securing of a license by foreign associations and the requirements for same respectively.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Branch system of beneficiary societies of one religious denomination.—That section 1 of Chapter 345 of the General Laws of nineteen hundred and seven (1907) be, and the same is hereby amended to read as follows:

Section 1. Any corporation, society, order or voluntary association without capital stock organized and carried on solely for the mutual benefit of its members and their beneficiaries, and not for profit, and having a lodge system with ritualistic form of work and representative form of government and which shall make provision for the payment of death or disability benefits, or both, is hereby declared to be a fraternal beneficiary association; *provided that any beneficiary society or association, whose membership is confined to the members of any one religious denomination shall only be required to have a branch system and a representative form of government. Such beneficiary society or association shall be governed by the provisions of chapter 345 of the General Laws of 1907 and be exempt from all provisions of the insurance laws of this state to the same extent as fraternal beneficiary association.*

Sec. 2. Ritualistic form of work or ceremonies not required.—That section 2 of Chapter 345 of the General Laws of nineteen hundred and seven (1907) be, and the same is hereby amended to read as follows:

Sec. 2. Any association having a supreme governing or legislative body and subordinate lodges or branches by whatever name known into which members shall be elected, initiated and admitted in accordance with its constitution, laws, rules, regulations, and prescribed ritualistic ceremonies, which subordinate lodges or branches shall be required by such association to hold regular or stated meetings at least once in each month, shall be deemed to be operating under the lodge system; *provided that any beneficiary society or association, whose membership is confined to the members of any one religious denomination, shall not be required to have ritualistic form of work or ceremonies.*

Sec. 3. May be licensed to do business without adopting rates of national fraternity congress.—That section 17 of chapter 345 of the General Laws of nineteen hundred and seven (1907) as amended by Chapter 226 of the General Laws of nineteen hundred and eleven (1911), be, and the same is hereby amended to read as follows:

Sec. 17. No foreign association which is not now authorized to transact business in this state shall transact any business herein without a license from the insurance commissioner. Before receiving such license, it shall file with the insurance commissioner a duly certified copy of its charter or articles of association; a copy of its constitution and laws, certified by its secretary or corresponding officer; a power of attorney to the insurance commissioner as hereinafter provided; a statement under oath of its president and secretary or corresponding officers in the form required by the insurance commissioner duly verified by an examination made by the supervising insurance official of its home state of the business for the preceding year; a copy of its contract, which must show that benefits are provided for by assessments upon, or other payments by persons holding similar contracts, and shall furnish the insurance commissioner with such other information as he may deem necessary to a proper exhibit of its business and plan of working, and if he finds that it is transacting business in accordance with the provisions of this act; that its assets are invested in accordance with the laws of the state where it is organized; and *unless it has under its jurisdiction, a grand lodge having a beneficiary department which grand lodge is now authorized by the insurance commissioner to transact business in this state*, that it has the membership and qualifications required of domestic associations organized under this act, he may license such association to do business in this state until the first day of the succeeding March, and such license may be renewed annually, but in all cases to terminate on the first day of the succeeding March; *provided, that any beneficiary society or association, having a branch system and representative form of government, whose membership is confined to the members of any one religious denomination, and who, prior to the passage of Chapter 345 of the General Laws of nineteen hundred and seven (1907) was, and has been ever since continuously licensed to do business in this state, may, upon being authorized to transact the business provided for in the laws governing fraternal beneficiary associations in the state of its organization and making such changes, if any, in its charter and plan of business as may be necessary to meet the requirements of said chapter 345 of the General Laws of nineteen hundred and seven (1907), be licensed to do business in this state under said chapter without being required to adopt the rates required by the national fraternal congress table of mortality.*

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 9, 1915.

CHAPTER 97—H. F. No. 1171.

An Act providing for the transfer and expenditure of moneys provided for in section 14 of Chapter 401, General Laws 1913, from an appropriation therein for repairs, fuel, light and water and telephone service for the Old Capitol Building to the item for maintenance thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Unexpended balance transferred to maintenance of old capitol.—That the unexpended balances provided for under items 2, 3 and 4 of Section 14, Chapter 401, General Laws 1913, being respectively for repairs, fuel, light and water and for telephone service for the Old Capitol building be and the same is hereby transferred from said items to Item 1 of said section, being “for maintenance” of said Old Capitol building, and said moneys and all thereof may be expended for such maintenance during the fiscal year ending July 31, 1915.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 98—H. F. No. 1163.

An Act to amend Section 3249 of the Revised Laws, 1905, now Section 6710, of the General Statutes of Minnesota, 1913, relating to the purposes for which express trusts may be created.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. City of Winona authorized to accept certain bequests.—That Subdivision 7 of Section 3249 of the Revised Laws, 1905, (now Section 6710 of the General Statutes of Minnesota, 1913,) be and the same is hereby amended by adding at the end of said Subdivision 7 the following, to-wit:

Provided, however, that each city in the State of Minnesota which now has or hereafter may have 20,000 and not more than 50,000 inhabitants, in addition to the foregoing, may receive by grant, gift, devise, or bequest, and take charge of, convert, invest and administer, free from taxation, in accordance with the terms of the trust, real or personal property, or both, of any kind or nature whatsoever, and wherever located, for any public or charitable purpose, or to provide, enlarge, improve, lease and maintain for the use and benefit of the inhabitants of such city, animal, bird, fish, game and hunting preserves, public parks, public grounds, public waterways, public bath houses and grounds used in connection therewith and public play grounds within or without the limits of such city, whether within or without this state, or for the support, medical treatment and nursing of the worthy poor residing in such city.

Sec. 2. Last census to govern.—For the purposes of this act the population of each city of this state shall be ascertained and determined according to the last census taken under and pursuant to the laws and authority of the State of Minnesota.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 99—H. F. No. 806.

An Act to amend Section 3252 General Statutes of Minnesota 1913, relating to state insurance on Public Buildings.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Insurance commissioner to fix rate of premiums upon state buildings, and insurance fund kept with state treasurer.—That Section 3252 General Statutes of Minnesota 1913 be amended so as to read as follows:

Within thirty days after the passage of this act each officer, board of control, board of regents, agent or agency of the state of any kind, having in charge any public buildings or property of any kind whatsoever belonging to the state shall report to the commissioner of insurance of the state each policy of insurance *which* shall be then in force upon any property of any kind belonging to the state, showing in said report the property covered by such insurance, date of expiration of policy, rate of insurance, and amount paid.

Upon August 1st, 1913, and annually thereafter, the commissioner of insurance of the state shall provide for the insurance by the state of all state property not exceeding 33 per cent of the value on fireproof buildings nor 66 per cent on non-fireproof buildings. First, he shall determine the insurable value of each item of property and shall fix the rate of *premium* which in his opinion is the average rate charged by responsible fire and tornado insurance companies doing business in this state and issuing insurance policies upon property of similar kind and exposed to risk of fire or tornado in like manner.

He shall then ascertain the amount of insurance in force upon all state property and provide for such additional insurance as is necessary.

He shall certify to the state treasurer the amount of insurance upon such property to be carried by the state and order the state treasurer to credit to an account which shall be kept by the treasurer and known as the state insurance account, an amount which shall be equal to the premium as fixed by the commissioner of insurance, and the amount so credited by the state treasurer to the state insurance account shall be debited by the state

treasurer to that account which shall be kept upon his books with the proper officer, agent, or board of trustees or regents which may have such public buildings and property in its charge, and the amount so debited by the state treasurer to said officer, agent or board shall be deducted by him from any funds which may be in his hands, or which may thereafter come into his hands and payable to said officer, agent or board of trustees or regents for insurance on state property.

The state commissioner of insurance shall not cause any policies to be cancelled which may be in effect on August 1st, 1913, but shall provide for the insurance of buildings and property as hereinbefore stated, increasing the amount of state insurance at such times as the policies existing on August 1st, 1913, may from time to time expire so as to maintain at all times the amount of insurance required by the provisions of this act.

Approved April 10, 1915.

CHAPTER 100—S. F. No. 677.

An Act to authorize and require County Boards to construct bridges on town roads where the State Drainage Commission has constructed outlet for State ditches in certain cases, and to pay for the same out of the County Road and Bridge Fund.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County commissioners required to construct bridges over state drainage ditches at intersection of town roads.
—Whenever the State Drainage Commission shall have heretofore constructed, or partly constructed, an outlet for a state ditch under the provisions of chapter 138 of the General Laws of Minnesota for 1911, and which state ditch was constructed under the provisions of chapter 221 of the General Laws of Minnesota for 1893, which outlet has been constructed across a town road at a point other than where the channel of a stream or river which has been widened and straightened and used for such outlet, crosses such town road, the county board of a county in which such outlet has been so constructed, is hereby authorized, empowered and directed to construct a substantial bridge suitable for public travel across such outlet ditch on such town road, at the place where such outlet ditch is constructed across such town road, and such bridge shall be paid for out of the road and bridge fund of such county.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 101—S. F. No. 558.

An Act relating to premium rates for fire insurance.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Insurance commissioner authorized to make examination of rating bureaus.—The commissioner of insurance may address inquiries to any individual, association or bureau, which is or has been engaged in making rates or estimates for rates for fire insurance upon property in this state, in relation to its organization, maintenance or operation, or any other matter connected with its transactions, and may require the filing of schedules, rates, forms, rules, regulations and other information, and it shall be the duty of every such individual, association or bureau, or some officer thereof, to promptly make such filing and reply to such inquiries in writing.

The commissioner of insurance shall have power to examine any such rating bureau as often as he deems it expedient to do so, and shall do so not less than once every three years. A report thereof shall be filed in his office. The commissioner of insurance may waive such examination upon the filing with him of a report of such examination made by some other insurance department or proper supervising officer within such three years. A statement with regard to such examination shall be made in the annual report of the commissioner of insurance.

Sec. 2. Discriminatory rates forbidden and written statements of variation required to be filed.—No fire insurance company or other insurer against the risk of fire or lightning, nor any rating bureau, shall fix or charge any rate for fire insurance upon property in this state which discriminates unfairly between risks in the application of like charges and credits, or which discriminates unfairly between risks of essentially the same hazards and having substantially the same degree of protection against fire.

Any company or other insurer which shall desire to make any variation from the bureau rate upon any class of risks may do so but shall file with the commissioner of insurance and with the bureau of which it is a member or to which it is a subscriber, a written statement of such variation, at least fifteen (15) days in advance of such variation taking effect, and such variation shall be uniform and applicable to all risks of essentially the same hazard in the class for which such variation is made. If any insurer grants a lower rate on any class of property than that fixed by the rating bureau of which it is a member or subscriber, or by the Commissioner of Insurance as provided by this act, such rate shall not be increased by such insurer until one year has elapsed, without the approval of the Commissioner of Insurance. Provided that a declaration filed with the Insurance

Commissioner by any insurance company of its intention to write insurance at a uniform variation of a certain per cent from the bureau rate, shall be a sufficient compliance with the requirements of this section.

Sec. 3. Fire insurance companies required to maintain rating bureau—composition of same.—Every fire insurance company or other insurer authorized to effect insurance against the risks of loss or damage by fire or lightning in this state shall maintain or be a member of a rating bureau. No such insurer shall be a member of more than one rating bureau for the purpose of rating the same risk.

A rating bureau may consist of one or more insurers; and when consisting of two or more insurers shall admit to membership any authorized insurer applying therefor. The expenses of the bureau shall be shared in proportion to the gross premiums received by each member during the preceding year in this state, to which may be added a reasonable annual fee of not to exceed Fifty Dollars. Each member shall have one vote.

Every rating bureau shall maintain an office within the United States.

Within sixty days after the passage of this act, every fire insurance company or other insurer aforesaid, shall notify the Commissioner of Insurance in writing of each rating bureau making rates upon property located within this state of which it is a member and shall thereafter annually on or before February 1st report to the Commissioner of Insurance in writing each such rating bureau of which it is a member, and during the year, file written notice of any other such rating bureau of which it shall become a member.

Sec. 4. Risks to be inspected.—Every rating bureau engaged in making rates or estimates for rates for fire insurance on property in this state shall inspect every risk specifically rated by it upon schedule, and make a written survey of such risk, which shall be filed as a permanent record in the office of such bureau. A copy of such survey shall be furnished to the owner upon request.

Sec. 5. Rating agreements to be submitted for approval of insurance commissioner.—No fire insurance company or any other insurer and no rating bureau, or any representative of any fire insurance company or other insurer or rating bureau, shall enter into or act upon any agreement with regard to the making, fixing or collecting of any rate for fire insurance upon property within this state, unless in compliance with this act.

Any such agreement may be made and enforced, provided the same be in writing, and, prior to its taking effect, a copy thereof be filed with the commissioner of insurance and with

each rating bureau of which any of the parties thereto shall be a member or subscriber.

The commissioner of insurance may, after due notice and hearing, upon complaint or upon his own motion, make an order disapproving any such agreement. No such agreement shall be in force, nor shall any act or rights be based thereon, after service of a copy of such order upon each of the parties to such agreement and upon each bureau with which such agreement is required to be filed. Service may be made by mail and shall be completed upon the expiration of a reasonable time for transmission fixed in such order. The action of the commissioner of insurance in making or refusing to make any such order shall be subject to review by the District Court, as hereinafter provided.

Sec. 6. Commissioner to review rate fixed by bureau—Proceedings under appeal from order of commissioner.—The commissioner of insurance shall have power, on written complaint or upon his own motion, to review any rate fixed by any bureau for fire insurance upon property within this state, for the purpose of determining whether the same is discriminatory or unjust. He shall have power to order the discrimination or unjust rate removed and fix and order a rate in lieu of the bureau rate found to be discriminatory or unjust and the rate so ordered and fixed shall become the bureau rate.

No action shall be taken by said commissioner of insurance unless upon a written complaint under the oath on information and belief of the person or persons interested, showing in substantial detail the ground for complaint with such data as will reasonably enable the commissioner of insurance to determine whether there is probable cause therefor, and no such action shall be taken nor shall there be any hearing thereon until a copy of said complaint and data shall have been sent by registered mail or special delivery to the insurance company or bureau concerned and such insurance company or bureau shall have at least ten days' notice of any hearing thereon.

Any person aggrieved by any such order or decision made by the commissioner of insurance may appeal therefrom to the district court of the county where the aggrieved party may reside within thirty (30) days from the making and filing of such order or decision by filing in the office of said commissioner a notice of such appeal in writing, and in such case the said commissioner shall within ten (10) days after the filing of such notice make and return to said district court a full and complete certified transcript of the findings and order appealed from, and of all papers relating thereto on file in his office, including such notice of appeal, and upon the filing of such certified transcript such appeal and all matters involved therein shall be brought on for

trial upon the merits at the next term of said court after the filing of such transcript, unless otherwise ordered by the court; and upon such trial the findings of fact on which such order is based shall be prima facie evidence of the matters therein stated.

During the pendency of such proceedings upon review the order of the commissioner of insurance shall be suspended but in event of final determination against any insurer any overcharge by such insurer during such review shall be refunded to the persons entitled thereto.

Sec. 7. Penalty for violation.—Any fire insurance company or other insurer or rating bureau or representative of any fire insurance company or other insurer or rating bureau guilty of a violation of any of the provisions of this act or orders or findings of the commissioner of insurance made hereunder, shall be punished by a fine of not less than \$100 nor more than \$5,000. In addition thereto the license of any fire insurance company, agent or broker guilty of such violation may be revoked or suspended by the commissioner of insurance. Any rating bureau examined by the commissioner of insurance under the provisions of this act shall pay to the commissioner of insurance for such examination the same fees required for examinations of foreign fire insurance companies.

Sec. 8. Not to apply to county or township companies.—The provisions of this act shall not apply to county or township, mutual insurance companies.

Sec. 9. This act shall take effect and be in force sixty days after its passage.

Approved April 10, 1915.

CHAPTER 102—S. F. No. 500.

An Act to amend Section 327 of the General Statutes, 1913, relating to elections.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Occupation and residence of candidates having same names and running for same office to be given on ballot.—That Section 327, General Statutes for 1913, be, and the same is hereby, amended so as to read as follows:

327. Like squares shall be placed at the right of the blank lines, and on such lines the voter may write the names of persons for whom he desires to vote whose names are not printed, and in the squares opposite the same he may make marks as in the case of printed names. The first name printed for each office, or group of names if more than one is to be voted for for the same office, shall be that of the candidate of the political party which at the last preceding general election polled the largest number of

votes, the same to be determined by the average vote received by such of its candidates as were not endorsed by any other party; and, in case all of the state candidates of any political party were indorsed or renominated by another party, the position of the candidates of either such nominating or endorsing party shall be determined by taking the average vote of its candidates at the last preceding election wherein they were not so endorsed. In like manner the second and succeeding lines shall be filled with the names of candidates of the other political parties receiving respectively the highest number of votes.

When the surnames of two or more candidates for the same office are the same, each such candidate shall have added thereto not to exceed three words, indicating his occupation and residence, and upon such candidate furnishing to the officer preparing the official ballot such words, they shall be printed on the ballot with and as are the names of the candidates and immediately after his name.

Approved April 10, 1915.

CHAPTER 103—S. F. No. 403.

An Act to authorize the county commissioners of certain counties to issue and negotiate bonds for the purpose of paying the floating indebtedness of such counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County boards may issue bonds to take up outstanding floating indebtedness.—The county board of any county in this state may issue and negotiate the bonds of said county to take up the outstanding floating indebtedness thereof now existing. Provided, that the bonds so issued shall be made payable as follows:

One-fifth on December first, 1916; one-fifth on December first, 1917; one-fifth on December first, 1918; one-fifth on December first, 1919; one-fifth on December first, 1920; and shall not bear a higher rate of interest than five per cent (5%) and shall not be sold for less than par and accrued interest from date of issue.

Sec. 2. Levying of taxes for payment of bonds.—The county board of any county in this state that shall have issued and negotiated the bonds of any such county under the provisions of Section 1 of this act, shall levy annually in addition to all other taxes a tax sufficient to pay the annual interest due on said bonds and to pay the bond maturing on the first of December of the following year, which taxes shall be collected at the same time and in the same manner as the general taxes are collected. Provided that no such bonds shall be issued unless the county

board of the county issuing such bonds shall pass a resolution authorizing the issuance thereof under this act within ninety days after the passage and approval of this act.

Approved April 10, 1915.

CHAPTER 104—S. F. No. 323.

. An Act entitled "An Act to provide for the election and term of county commissioners in all counties in the state of Minnesota, now, or hereafter having a population of over two hundred thousand, and not over three hundred thousand inhabitants, and to repeal all inconsistent acts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **County commissioners for Ramsey county to be elected in 1918 and each four years thereafter.**—That in all counties in the State of Minnesota, now, or hereafter having a population of over two hundred thousand and not over three hundred thousand population, the county commissioners to which any such county is entitled by law, shall be elected at the general election for county officers to be held in the year A. D. 1918, and each four years thereafter, and their terms of office shall be for four years and until their successors are elected and qualified.

Sec. 2. **Present commissioners to hold until successors are elected in 1918.**—The terms of office of all county commissioners now in office in any county embraced in Section one of this act, shall continue until their successors are elected at the general election in the year 1918, and until such successors qualify as provided by law.

Sec. 3. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 105—S. F. No. 170.

An Act defining as larceny certain acts of contractors and sub-contractors on improvements to real estate.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Defrauding contractor on improvement of real estate to be deemed guilty of larceny.**—That any contractor or sub-contractor on any improvement to real estate within the meaning of Section 7020, General Statutes 1913, who, with intent to de-

fraud, shall use the proceeds of any payment made to him on account of such improvement by the owner of such real estate or person having any improvement made, for any other purpose than the payment for labor, skill, material and machinery contributed to such improvement, while any such labor performed, or skill, material or machinery furnished for such improvement at the time of such payment remains unpaid for, shall be guilty of larceny of the proceeds of such payment so used.

Approved April 10, 1915.

CHAPTER 106—S. F. No. 116.

An Act to amend Section 1672, Revised Laws 1905, as amended by Section 2 Chapter 471 Laws 1907, and Section 1674 Revised Laws 1905, as amended by Section 4 Chapter 471 Laws 1907, relating to mutual hail and cyclone insurance companies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Township insurance companies given enlarged powers as to property to be insured.—That Section 1672 Revised Laws 1905, as amended by Section 2, Chapter 471, Laws 1907, be amended so as to read as follows:

No such company shall insure any other property than country churches and school houses, farm dwellings, barns, and other buildings, and hay, grain and other farm products therein, or stored or growing on the premises, *bedding, wearing apparel, printed books, pictures and frames, household furniture, family stores and provisions while therein or in the cellar beneath, farm implements, vehicles and machinery on or off the premises, threshing machines*, or live stock thereon or running at large. No company, in its hail department, shall insure more than 3,200 acres in any one township; there shall be at least one-half mile between each risk assumed by such company, except that risks may be assumed which cover the growing crops upon not more than 320 acres of contiguous or immediately adjacent lands. No such company shall incur, lay out or expend, in any one calendar year, as and for the expenses of conducting such business, more than its application or survey fees and forty (40) per cent of its total premiums or assessments actually collected. But no company shall be required to limit its annual expenses to less than one thousand dollars (\$1,000).

Sec. 2. Guaranty surplus fund salary created may be used for payment of losses and expenses.—That Section 1674 Revised Laws 1905, as amended by Section 4, Chapter 471, Laws 1907, be amended so as to read as follows:

Every such company shall create and maintain a guaranty surplus fund and shall annually set aside and credit thereto,

on the day its annual assessment falls due, all the income of the preceding year in excess of the amount required for the payment of its losses and its legal expenses. Whenever such fund has to its credit \$120,000, the directors shall by resolution declare a dividend to its members of \$20,000 thereof. The remaining \$100,000 shall be invested according to law. *Provided, however, that any company organized exclusively to write insurance against loss or damage by cyclone, tornado and wind-storm, or any one or more of them, upon the mutual plan, which has heretofore in accordance with law or otherwise established and maintained such guaranty surplus fund, may hereafter use the same for the payment of its losses and expenses in the same manner as any other funds of such company available for that purpose and that such company need not hereafter create or maintain such guaranty surplus fund.*

Approved April 10, 1915.

CHAPTER 107—S. F. No. 115.

An Act to amend Section 13, Chapter 411, Laws 1909, as amended by Section 3, Chapter 80, Laws 1913, relating to township mutual insurance companies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Township insurance companies given right to insure country store buildings and threshing machines—Laws to express application—That Section 13, Chapter 411, Laws 1909, as amended by Section 3, Chapter 80, Laws 1913, be amended so as to read as follows:

No township mutual fire insurance company heretofore organized and no company organized pursuant to this act shall insure any property outside of the limits of the town or towns in which such company is authorized by its certificate or articles of incorporation to transact business, except personal property temporarily outside of such authorized territory and except as hereinafter further provided; nor shall any township mutual fire insurance company insure any property other than dwellings and their contents, farm buildings and their contents, live stock, farm machinery, automobiles, *country store buildings, threshing machines*, farm produce anywhere on the premises, churches, school houses, society and town halls, country blacksmith shops and their contents, parsonages and their contents, and the barns and contents used in connection therewith, buttermakers' dwelling houses and contents, and barns and contents used in connection therewith.

No such company shall insure any property within the limits of any city or village except that located upon lands actually

used for farming or gardening purposes, but whenever the dwelling house of any person insured is within the limits of a town where the company is authorized to do business, and the farm on which such dwellings are situated is partly within and partly without such town, it may include in such insurance any out-buildings, farm produce, stock or other farm property on such farm outside of such limits.

No law relating to insurance companies now in force in this state shall apply to township mutual fire insurance companies unless it shall be expressly designated in such law that it is applicable to such companies.

Approved April 10, 1915.

CHAPTER 108—S. F. No. 80.

An Act providing for the donation and conveyance by the State to the City of St. Paul of certain lands of the first state fish hatchery, for a municipal forest.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Donation of certain lands by state to St. Paul for municipal forest.—Upon the adoption of a resolution by the governing body of the city of St. Paul, in Ramsey county, Minnesota, accepting a donation and conveyance from the state of a portion of the land of the first state fish hatchery of the city of St. Paul, Minnesota, hereinafter set forth, pursuant to the provisions of Chapter 211, Laws of Minnesota for the year 1913, for a municipal forest in the city of St. Paul, and upon the presentation and delivery of a certified copy of such resolution to the governor of the state, a donation and conveyance of said land shall be made by the state to the city of St. Paul.

Sec. 2. Form of deed of conveyance.—The deed of conveyance shall be executed by the governor and the state auditor, and attested by the secretary of state. Such instrument of conveyance shall recite that the donation and conveyance is made for use as a municipal forest only, under the provisions of said Chapter 211, Laws of Minnesota for 1913, and shall further provide that the said premises shall be used by the said city of St. Paul for a municipal forest only, and that in the event the said city of St. Paul shall cease to use the same for such purpose within the spirit and intent of this act, the title to said property shall ipso facto revert to the said State of Minnesota.

Sec. 3. Land to be donated.—The land and premises hereinbefore referred to, which is to be donated and conveyed by the State of Minnesota to the city of St. Paul, is a part of the lands and premises of the state known as the first state fish hatchery, situated in the city of St. Paul, in Ramsey county, Minnesota, to-wit:

Beginning at the Northwest corner of Section Three (3), Township Twenty-eight (28) North, Range Twenty-two (22) West; thence South along the West line of said Section Three (3), a distance of Three Hundred Four and Eighty-four Hundredths (304.84) feet to a point; thence South Forty-two degrees Twenty-eight minutes (42° 28') East, a distance of Five Hundred Eighty-nine and Forty-five Hundredths (589.45) feet to a point; thence South Seventy-two degrees Forty-eight minutes (72° 48') East a distance of Five Hundred Thirty-two and Thirty-five Hundredths (532.35) feet to a point; thence North Seventy-four Degrees Twenty-six Minutes (74° 26') East a distance of Four Hundred Twenty-five and three-tenths (425.3) feet to a point on the North and South quarter-quarter ($\frac{1}{4}$ $\frac{1}{4}$) line; thence North along said quarter-quarter ($\frac{1}{4}$ $\frac{1}{4}$) line a distance of Seven Hundred Seventy-two and Twenty-five Hundredths (772.25) feet to the North line of said Section Three (3); thence West along said North line of Section three (3), a distance of One Thousand, Three Hundred Seventeen and Two Hundredths (1,317.02) feet to place of beginning. Excepting the Point Douglas Road.

Containing Twenty*and Fifty-five hundredths (20.55) acres more or less.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 109—S. F. No. 33.

An Act to legalize the foreclosure of mortgages in this state by advertisement, where the power of attorney to foreclose the mortgage was executed by a resident guardian.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain mortgage foreclosure proceedings validated.**—Where any real estate mortgage has heretofore been foreclosed by advertisement in this state, by a resident guardian, and all the requirements of law in relation to such foreclosure have been had and taken, pursuant to law, except that the power of attorney therein authorizing an attorney to foreclose such mortgage was executed by a resident guardian, such foreclosures are hereby validated and declared to be valid and sufficient for all purposes. Provided, however, that this act shall not affect any action at law or in equity now pending in any of the courts of this state, affecting any such foreclosure or foreclosure sale.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 110—S. F. No. 32.

An Act to amend Section 7446 of the General Statutes of Minnesota for 1913, relating to the collection of debts by, and the appearance of guardians in actions for their wards.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Guardian to appoint attorney for foreclosure of mortgage owned by ward.**—That Section 7446 of the General Statutes of Minnesota for 1913, be, and the same hereby is, amended so as to read as follows :

7446. Every guardian shall settle all accounts of his ward, demand, sue for, and receive all debts due to him, or with the approval of the court, he may compound for the same and discharge the debtor on receiving a fair and just dividend of his estate. He shall appear for and represent his ward in all legal proceedings unless another person is appointed for that purpose, *and may, by power of attorney, appoint an attorney for the foreclosure by advertisement of any mortgage owned by his ward, or in which said ward has an interest.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 10, 1915.

CHAPTER 111—S. F. No. 389.

An Act entitled "An Act providing for the creating and establishing of election precincts, the election of members of school boards, the voting upon the issuing of bonds, and the voting on all other matters specifically submitted for vote by ballot, in independent school districts in Minnesota containing, or having within their boundaries four or more organized villages."

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Voting precincts for elections in independent school districts having four or more villages in district.**—In all independent school districts in this state, having within their boundaries four or more organized villages, the school board shall at least thirty days before the next annual school meeting to be held in such districts after the passage of this act, by resolution in writing, divide the district into precincts for the purpose of electing members of the school board, voting on the issue of bonds, and on all other matters specifically submitted for vote by ballot; and may thereafter change the boundaries of such precincts, consolidate two or more, or establish new ones, as the convenience of the voters shall require. Such resolutions shall describe the precincts, giving the boundaries thereof, fix a polling place at some school building in each precinct most convenient

and accessible to the majority of voters therein, and shall be filed in the office of the district school clerk, and a copy thereof forthwith filed in the office of the county auditor of the county wherein the district is located.

Sec. 2. Time for holding regular elections.—The regular elections held in said precincts shall be on the Saturday next preceding the annual school meeting of such district. The polls shall be opened and closed at the hours fixed by the previous annual meeting, except that at the first election held after the passage of this act the hours of opening and closing the polls shall be fixed by the school board. Notice of such elections shall be given in each precinct in the same way and for the same length of time as provided by law for annual school meetings, stating the time and place, and the matters to be voted on; and no proposition, except the election of officers, shall be voted on by ballot unless specified in the notice.

Sec. 3. Moderator and clerks of election.—At least twenty days before the next annual school meeting of such district, said school board shall, by resolution filed with the clerk of the board, appoint from the resident electors a moderator or judge of election and two clerks from each precinct. The clerk of said school board shall immediately notify in writing each person so appointed, of his appointment, and such person if present at the hour set for opening the polls, shall qualify, open the polls and conduct such elections the same as elections are conducted at annual school meetings. If any of such appointed officers are absent or fail to act at the hour set for opening the polls, the electors present may choose any elector then present to fill the vacancy, who shall qualify and act. Each voter shall after marking his ballot, fold the same so as not to disclose any markings thereon, hand the same to the moderator, who shall deposit it in the ballot box. The election officers shall keep a poll list in which they shall write the name of each elector voting, numbering the same in consecutive order. At the time fixed the polls shall be closed, and the officers of election in each precinct shall forthwith count the votes and certify the results of the vote to the clerk of the district, place the certificate, poll list, ballots and all other records of such election, in an envelope, securely seal, and mail or deliver the same forthwith to the clerk of the district.

Sec. 4. Board to canvass votes.—The school board shall canvass said votes and declare the results thereof at the next annual school meeting. The result shall then stand, and the board shall take such action in regard to said election and all matters voted upon thereat, as if the election had been held at such annual meeting.

Sec. 5. Special elections.—Special elections may be called and held in such districts the same as heretofore provided by

law, except that in all matters to be voted upon by ballot, such elections shall be held in such precincts instead of at a school meeting. Notice of such special elections shall be given in the same way and for the same time as is now provided by law for special elections in independent school districts. The election officers appointed for the regular election shall preside at such subsequent special elections, and vacancies by reason of absence or failure of any such officer to act, may be filled in like manner as at regular elections. Such special elections shall be conducted and the records thereof certified to the school board the same as for regular elections. The school board shall canvass the vote and declare the result thereof within three days after the receipt of such returns from all the various precincts.

Sec. 6. General laws to apply.—Except as herein specifically provided, the general laws relating to the holding of school meetings, special school meetings, and special elections in independent school districts, shall be applied, construed and used by said school boards and by said officers of elections in carrying out the provisions of this act.

Sec. 7. Inconsistent acts repealed.—All acts and parts of acts inconsistent with this act are hereby repealed.

Approved April 12, 1915.

CHAPTER 112—S. F. No. 497.

An Act authorizing the discontinuance of the old state prison in Stillwater as a state prison; providing for the transfer of the prisoners to the new state prison and authorizing the board of control to sell and convey or lease the old prison and prison site.

WHEREAS, The construction of the new state prison near the city of Stillwater, in Washington county, as contemplated and provided for by Chapter 337, General Laws 1905, and Chapter 27, Laws 1909, has been practically completed, and;

WHEREAS, It is and has been intended that said new prison when completed should be a substitute for and take the place of the old prison in the city of Stillwater, therefore,

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Old prison at Stillwater discontinued.—That the board of control and the warden of said state prison are hereby authorized and directed to abandon and discontinue said old prison in the city of Stillwater as a state prison and to transfer all prisoners imprisoned therein to the new state prison.

Sec. 2. Transfer of prisoners to new prison.—All prisoners so transferred shall be imprisoned in the new prison for the time and upon the terms and conditions prescribed and authorized by virtue of their respective commitments to the old prison.

Sec. 3. State prison at Stillwater.—The new prison may be described and designated as the "State Prison at Stillwater;" but failure to so designate shall not invalidate or in any way affect any judgment or sentence.

Sec. 4. Board of control to sell or lease old grounds.—The board of control is hereby authorized and empowered to sell and convey or lease for a term of years, the buildings and land constituting the old prison and prison site for such a price and on such terms as it deems advisable and to that end it is hereby authorized to execute and deliver in the name of the state and in its behalf all conveyances and leases which may be necessary or desirable to the carrying into effect of the provisions of this section. All moneys received by the board of control, either as rental or as the consideration for the conveyance of said old prison and prison site shall be paid into the state treasury and credited to the general revenue fund of the state.

Sec. 5. Inconsistent acts repealed.—This act shall take effect and be in force from and after its passage.

Approved April 12, 1915.

CHAPTER 113.—S. F. No. 715.

An Act to amend Section 2704, General Statutes, 1913, relating to setting off land from one school district to an adjoining school district.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Aggrieved person may appeal to court where his land is set off from school district and added to another.—That Section 2704, General Statutes, 1913, relating to setting off land from one school district to an adjoining school district, be amended so as to read as follows:

Section 2704. When any freeholder shall present to the board of any county a petition, verified by him, stating that he owns land in such county adjoining any district therein, or separated therefrom by not more than one-quarter section, and that such intervening land is vacant and unoccupied, or that its owner is unknown, and that he desires his said land, together with such intervening land, set off to such adjoining district, and his reasons for asking such change, the board, upon notice and hearing as in other cases, and upon proof of all the allegations of the petition, may make its order granting the same, and like notice of such change shall be given as in other cases;

Provided, that any person or officer of any school district aggrieved by any order of the county board made pursuant to the provisions of this section, or by any order of the county board,

made on the rehearing before it of any such petition, may appeal to the district court from such order, such appeal to be governed by the provisions of Section 2676, General Statutes, 1913.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 12, 1915.

CHAPTER 114—S. F. No. 821.

An Act to amend Section 4696, General Statutes of 1913, relating to the suppression of dangerous, infectious and contagious diseases of animals.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Foot and mouth disease included in contagious diseases of animals.**—That Section 4696, General Statutes of Minnesota for 1913, be and the same is hereby amended so as to read as follows:

4696. Killing—Owner to be notified—Appraisal—Protest—Autopsy, etc.—Whenever the state live stock sanitary board shall decide upon the killing of an animal affected with the disease of tuberculosis, glanders or *foot-and-mouth disease*, it shall notify the owner or keeper of such decision, when the judgment of the state live stock sanitary board, such animal may be ordered transported for immediate slaughter by said board, through its executive officer to any abattoir within the state where the United States Bureau of Animal Industry maintains inspection, and said live stock sanitary board shall pay the expense said transportation and yardage.

Before being removed from the premises of owner, there shall be appointed three (3) competent disinterested men, one appointed by the state, one by the owner, and a third by the first two, to appraise such animal at its cash value.

Such appraisal shall in no case exceed sixty dollars (\$60) for a cow and one hundred twenty-five dollars (\$125) for a horse, except in the case of pure bred cattle and horses, where the pedigree shall be proved by certificates of register from the herd books where registered, and in that case the maximum appraisal shall not exceed one hundred and fifty dollars (\$150.)

If upon slaughter such animal is found by the inspector in charge of such abattoir, or veterinarian of the state live stock sanitary board, to be free from any contagious or infectious disease, then the full amount of such appraisal, less the value of the carcass, shall be paid to the owner of such animal from the funds hereby appropriated for the purpose of carrying out this act.

But if upon post mortem examination such animal shall be found to be afflicted with tuberculosis, glanders or *foot-and-mouth disease*, then and in that case the value of the carcass shall be deducted from the appraised value of the living animal; three-fourths ($\frac{3}{4}$) of the remainder shall be paid to the owner by the state, provided the animal has been kept for one year or since its birth in good faith in the state prior to the killing thereof.

The owner or keeper may file with the board which has ordered the killing, within forty-eight hours after being notified, a protest stating therein under oath that to the best of his knowledge and belief the animal is not infected with tuberculosis, glanders or *foot-and-mouth disease*; blank protest shall be furnished by the board which has ordered such killing.

Thereupon, if the animal be killed, an autopsy shall be held by three (3) experts, who shall be graduate veterinarians of a recognized college, one appointed by the state board, one by the owner, to be paid by the owner, and the third by the first two, to be paid by the state, who shall appraise such animal before it is killed at its cash value, and the autopsy shall then be held upon such animals by the above mentioned veterinarians.

If the autopsy shows that the animal is entirely free from any such disease, the full cash value thereof immediately before the killing shall be paid to the owner by the state, less the value of the carcass, but if found to be diseased, the owner shall be paid three-fourths ($\frac{3}{4}$) value, as hereinbefore provided.

The appraisements made under this act shall be in writing and signed by the appraisers and certified by the local board of health and the state live stock sanitary board, respectively, to the auditor of the state, who shall draw a warrant on the state treasurer for the amount thereof.

When cattle have been bought in good faith for slaughtering purposes by butchers who are retail dealers, and the carcasses thereafter found to be infected with tuberculosis, it shall be the duty of the local board of health to appoint three (3) disinterested persons to appraise the value of said carcass, and the owner of said carcass shall be entitled to receive from the state two-thirds ($\frac{2}{3}$) of the amount of such appraisement, and the hide shall also be returned to him; provided, however, that this provision shall not apply to a slaughtering or packing house that has a state or United States government inspection system.

Approved April 12, 1915.

CHAPTER 115—S. F. No. 896.

An Act to fix the time of holding general terms of the district court for the Tenth Judicial District of the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Terms of court in Tenth District, changed as to Houston county.—That general terms of the District Court shall be held each year in the several counties constituting the Tenth Judicial District of Minnesota at the times herein described as follows:

In Fillmore county on the fourth Tuesday in May and the second Tuesday in November.

In Freeborn county on the first Monday in February, the second Monday in May and the fourth Monday in September.

In Houston county on the last Tuesday in April and the first Tuesday in December.

In Mower county on the second Tuesday in January and the second Tuesday in June.

Sec. 2. All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 12, 1915.

CHAPTER 116—H. F. No. 738.

An Act to amend Sections 4, 6, 13, 15, 16, 18, 20, 32, 33, 38, 41, 42, 55, 59, 60, 73, 80, 86, and 89 of Chapter 235, Laws 1913, which said Chapter is entitled: "An Act relating to public highways; the powers and duties of counties, towns, villages and cities in relation thereto; the creation of a State Highway Commission, prescribing its powers and duties, appropriating money therefor, and providing for the payment of state aid for the construction and improvement of roads, and authorizing and directing the levy of taxes for highway purposes."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Powers of county boards as to county roads and towns having no jurisdiction over county roads in certain counties.—That Section 4 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 4. All county roads shall be established, constructed and improved by the several county boards. The county board of any county may appropriate from its road and bridge fund to any town in its county, such sums of money as are available and which it deems advisable to aid such towns in the construction and maintenance of roads therein; provided, that in

counties having a population of one hundred fifty thousand (150,000) inhabitants or over, such county aid may be expended in accordance with the provisions of Chapter 164, Laws 1905, as amended by Chapter 208, Laws 1909. The town through which any county road may pass shall maintain and keep it in repair. Provided, however, that in counties having a population of one hundred fifty thousand inhabitants (150,000) or over and which now have or hereafter may have a county superintendent of highways or other officer to superintend the construction or improvement of roads within its confines, the several towns thereof shall have no jurisdiction over county roads.

Sec. 1½. Village councils may appropriate fund to assist in maintaining roads and bridges leading into villages.—That Section 6 of Chapter 235, Laws of 1913, be and the same is hereby amended so as to read as follows:

"The council of any village, borough or of any city of the fourth class or the town board of any town, may appropriate and expend such reasonable sums as it may deem proper to assist in the improvement and maintenance of roads lying beyond its boundaries and leading into it, and of bridges thereon, whether they are within or without the county in which it is situated. Such municipalities may also engage in the manufacture of crushed rock for use on public highways, and said crushed rock may be conveyed, by gift or sale, to other municipalities for such use.

Sec. 2. Highway commission to supervise work for which it makes appropriations.—That Section 13 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 13. Appropriations.—*All appropriations for the highway commission shall be expended under its supervision and all unexpended funds appropriated for any year shall be carried over to the credit of the commission for subsequent years.*

All accounts and expenditures shall be certified by the chairman of said commission, and paid by the state treasurer upon warrants drawn by the state auditor.

Sec. 3. Apportionment of funds by highway commission.—That Section 15 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 15. Apportionment of road and bridge funds.—On or before the first Tuesday in March of each year the highway commission shall estimate the probable sum of money that will accrue to the state road fund during that year, and apportion the same among the different counties of the state, as herein provided, and shall immediately send a notice to the state auditor and to the board of county commissioners of each county stating the amount that such county shall be entitled to receive for said year out of said funds. Not less than one nor more than three

per cent of the state road and bridge fund available in any year shall be apportioned to any county.

Any funds in excess of one-half of one per cent of the total funds available for allotment in any one year, allotted to any county in any year, which, for a period of two years after such allotment shall remain unused and unexpended by such county, or for work done in such county, shall revert to the unapportioned funds in the state road and bridge fund and be thereafter and during the next succeeding year, apportioned the same as other funds added to such state road and bridge fund, by taxation or otherwise, are apportioned.

Sec. 4. Preference to be given to state roads in expenditure of state money and limit of allotment to each county.—That Section 16 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 16. Allotment—How used and expended.—Twenty per cent of the allotment so made to any county shall be used only for maintenance of state roads and bridges thereon.

Payment shall be made by the state only for such proportion of the cost of maintenance of any road as is hereinafter specified with reference to the payment of state aid for the construction or improvement of a state road.

It shall be the duty of the county commissioners of each county in which state roads have heretofore or may hereafter be *designated*, to provide for the proper maintenance of the same in accordance with the rules and regulations to be prescribed by the highway commission. *In the expenditure of funds for maintenance preference shall be given to state roads improved as such.*

The cost of such maintenance shall be paid by the state from the proportion of allotment to each county for maintenance purposes above specified, to an amount not exceeding the proportion so made available for maintenance purposes. Such payment shall be made upon reports to the highway commission by the county auditor, to be approved by the highway commission, in substantially the same manner as is herein provided for the payment of the state's part of the cost of the construction and improvement of state roads.

Not to exceed twenty-five per cent of the apportionment from the state road and bridge fund of any county, remaining after the amount for maintenance has been deducted, may, when deemed advisable by the county board, be expended on county or town roads, to be paid in substantially the same manner as is herein provided for the payment of other state aid for the construction and improvement of state roads; provided that only such proportion of the cost of the construction, improvement or repair of any county or town road shall be paid from such

county's allotment as is herein provided with reference to the payment for the construction or improvement of a state road.

The amount which shall be paid by the state out of the allotment of the road and bridge fund, to any county as state aid, in the construction or improvement of any road or bridge in any county in any year, shall be as follows:

In counties where the assessed value of the property for taxation purposes is less than five million (\$5,000,000) dollars, *not less than 80 per cent nor more than 90 per cent*; in counties with a taxable valuation of five million dollars (\$5,000,000) and less than ten million dollars (\$10,000,000), *not less than 70 per cent, nor more than 85 per cent*; in counties with a taxable valuation of ten million dollars (\$10,000,000) *and not exceeding fifteen million dollars (\$15,000,000) not less than 60 per cent, nor more than 80 per cent*; in all other counties, *not less than 50 per cent, nor more than 75 per cent*. *The per cent to be paid by any county of the cost of construction, improvement and maintenance of any state road in such county shall be determined by the county board within the limits herein prescribed.* In determining the taxable valuation hereinbefore provided for, the assessed valuation of moneys and credits provided for in Chapter 285, General Laws 1911, shall be excluded. The proportion of cost of constructing any road or bridge above specified, shall be paid by the state only in case the funds in allotment to any given county, over and above the amount set aside for maintenance, as herein provided, shall be sufficient therefor.

Sec. 5. Villages and cities to receive same proportion as counties.—That Section 18, of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 18. Designation of state roads—Revocation of designation.—Any county board may, with the consent of the highway commission, designate any established road, or specified portion thereof, in its county, not within the corporate limits of any borough, village or city, as a state road, and construct or improve the same in accordance with the regulations of the state highway commission relative to state roads.

When any county board has designated any road as a state road as herein provided, the county auditor shall transmit a copy of the resolution to the state highway commission, together with a description of the road so designated. It shall be the duty of the commission to thereupon determine whether sufficient funds will be available from the state road and bridge fund for the improvement of said road as a state road and also determine the desirability of such designation with reference to the relation of such road to other state roads, or its relation to other roads and traffic conditions in such county, and if it determine such question in the affirmative, then and in such case, the highway com-

mission may, by its order in writing, to be filed with the county auditor, consent to the designation of such road as a state road.

Whenever it shall be made to appear to the highway commission that the board of county commissioners of any county have refused to grant an application to it made by at least ten freeholders, residents of such county, to designate any established road or part thereof as a state road, the highway commission may consider such application *de novo*, and if in its opinion, sufficient funds will be available for the improvement of such road, and its designation and improvement as a state road is desirable because of the relation of such road to other state roads or traffic conditions in such county, the highway commission may by its written order designate such road or part thereof, as a state road without a prior designation thereof by the county board or its concurrence in such designation. A copy of such order shall be filed with the county auditor.

The council of any village or city of the fourth class, may, with the consent of the highway commission, and the county board of the county in which such village or city is situated, designate any street or road within its corporate limits, not less than sixty (60) feet in width, as a state road when the street or road so designated will constitute a direct connecting link with the parts of a state road leading to and out of any such village or city. The county board of such county shall signify its consent by resolution and in and by such resolution shall designate the amount which may be paid out of the allotment made to such county as state aid in the construction or improvement of any such street. No greater amount than is so designated by the county board shall be paid as state aid for the construction or improvement of such street. The consent of the highway commission to the designation of any such street or road within the corporate limits of any village or city of the fourth class shall be obtained by such village or city in substantially the manner and upon consideration of the same conditions as is herein provided for the granting of its consent to the designation of highways by county boards as state roads. Any street or road within any village or city of the fourth class, so designated, may be improved as other state roads and state aid paid therefor. The village or city clerk, as the case may be, shall make substantially the same report as is herein required to be made by a county auditor with reference to state roads designated by the county board, and payment of the state's share of the cost of construction and improvement thereof shall be made in substantially the same manner and upon substantially the same conditions precedent as is herein provided for the payment of state aid to counties; provided, however, that the payment to be made by the state shall be made from the allotment to the county in which

such village or city is situate. *The village or city shall receive the same proportion of the cost of the construction or improvement of any such street or road as is payable by the state as to other state roads in the county in which such village or city is situate, not to exceed fifteen hundred dollars (\$1,500.00) per mile.*

Any roads which may have been at any time designated as state roads may, by joint action of the county board and the highway commission, be abandoned or changed as such.

Said state engineer shall make or cause to be made all necessary surveys, establish grades and prepare plans and specifications for all state roads, except roads in counties which now have or hereafter may have a county superintendent of highways or other officer to superintend the construction and improvement of roads within its confines, and shall cause to be superintended all work done on such designated state roads. Such work may be done under contract or by day labor, as the county board and highway commission may direct, and a report thereof shall be made by the superintendent thereof in duplicate as may be required by the highway commission, one copy of which shall be delivered to the county auditor and one to the state engineer.

Sec. 5A. Appointment of assistant engineers and prescribing of duties.—That Section 20 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 20. Assistant engineers—Duties.—*The highway commission shall appoint as many assistant engineers throughout the state as they may deem necessary for the purpose of superintending all work done on state roads. Such assistant engineers shall devote their entire time to their official duties; may be assigned to one or more counties as deemed advisable, and shall act under the instructions of the state engineer, and the rules and regulations of the highway commission. It shall be the duty of said assistant engineers to make all necessary surveys, estimates and specifications for work to be done on state roads and for that purpose they shall have the co-operation and assistance of the state engineer or any of his deputies or assistants. It shall also be the duty of said assistant engineers upon the request of any board of county commissioners or any board of town supervisors, within their respective towns and counties, to advise and consult with such county or town boards in the construction or improvement of county or town roads; to make plans and specifications when so required; to exercise supervision over such construction or improvement, when requested to do so by the town board of supervisors or the board of county commissioners, and lend every possible assistance to the local road authorities in bettering the public highways. All persons appointed by the highway commission shall be appointed solely on their merits and qualifications.*

The highway commission shall pay all the expenses of the assistant engineers and all expenses incidental to the making by them of surveys, estimates, plans and specifications for work to be done on public roads, including the expenses of such engineers incidental to the supervision by them of the construction or improvement of any public road.

Sec. 6. Designation of county roads by county board.—That Section 32 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 32. Establishment, alteration, or vacation by county boards.—County roads, other than those established by judicial authority, shall be established, altered or vacated only by the county board. Damages resulting from the establishing, altering or vacating such roads shall be determined in the manner hereinafter provided, and shall be paid by the counties through which they pass. All proceedings in establishing, altering or vacating roads shall be recorded in a public record book, designated as the "Book of County Roads."

The county commissioners of any county are hereby authorized and empowered to constitute and declare any public highway or road in such county outside of the corporate limits of any incorporated city or village therein, a county road; and they are hereby given general supervision over such roads, with full power to appropriate such sums of money from the county treasury of such county as they may deem advisable for improving the same; provided, that nothing contained in this section shall be so construed as to relieve the supervisors or town overseer of highways of any town in such county from any of the duties imposed upon them by existing laws relating to roads, cartways and bridges, nor to repeal any existing special law relating to roads, cartways and bridges applicable to such county.

In any county of this state having two hundred thousand (200,000) inhabitants or over, or which may hereafter have two hundred thousand (200,000) inhabitants or over, the county commissioners thereof are hereby authorized and empowered to extend any street or avenue beyond the city or village limits of any city or village in such county to connect with any road or highway in any adjoining county, which extension, however, shall not exceed one mile in length; and said county commissioners are given full power to change, alter, improve or repair such extension of road within such county, and to appropriate such sum or sums of money from the county treasury of such county as they may deem advisable therefor; provided, that in no case shall the location of such road wherewith such extension shall be connected, be changed at the point where the same now crosses the county line between such county and such adjacent county or counties.

Sec. 7. Roads forming connecting link in adjoining towns.—That Section 33 of Chapter 235, Laws 1913 be and the same is hereby amended so as to read as follows:

Sec. 33. Roads in more than one town—Petition.—Whenever twenty-four freeholders of any county petition the county board for the establishment, alteration or vacation of any road or of any roads which connect with each other running into more than one town, or partly in one or more towns and partly on the line between one or more towns, or on the line between two or more towns, in such county, or along the shore of any lake wholly or partly in such county, or into a town or towns and the unplatted part of any village or villages therein, such road or roads not being within a city, *or any road wholly within a town, which constitutes a direct connecting link with two or more roads in the towns adjoining the town in which such road is, or is to be located,* setting forth the beginning, course and termination or the beginnings, courses and terminations of the road or roads, and the names of the owners of the land, if known, through which the same may pass, and file the same with the auditor, he shall forthwith lay the same before the board, if in session, and if not, at their first session thereafter. If the petition relate to a road or roads, partly in a town or towns, and partly in the unplatted portion of a village or villages, before it shall be acted upon by the county board it shall have attached thereto a certified copy of a resolution of the village council or of each village council, as the case may be, approving the same.

Sec. 8. County superintendent to have charge of all highways in counties having a population of more than 150,000.—That Section 38 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 38. General supervision in town board.—The town board of each town shall have general care and supervision of all town roads therein, and such care and supervision of county roads therein as is prescribed by the provisions of this act, and shall procure machinery, implements, tools, stone, gravel, and other material required for the construction and repair thereof, provided, that in counties having a population of one hundred fifty thousand (150,000) or over and which now have or hereafter may have a county superintendent of highways or other officer to superintend the construction or improvement of roads within its confines, the town board shall not have jurisdiction over county roads.

Sec. 9. Dragging fund and use of same.—That Section 41 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 41. Dragging of roads and tax therefor.—The county auditor of each county shall annually extend upon the

tax lists of his county, in the same manner as is provided by law for extending the county school tax, a tax of one mill on the dollar of the taxable property in each town, outside the corporate limits of any borough, village or city in any such town; provided that in towns having an assessed valuation of one million (\$1,000,000) Dollars or more the amount of such tax shall not exceed one thousand (\$1,000) dollars. The tax so levied shall be collected and the payment thereof enforced in the same manner as is provided by law for the collection and enforcement of other town taxes extended by the county auditor. The county treasurer shall settle with and pay over to the town treasurer such taxes when collected at the time and in the manner now provided by law with reference to other town taxes.

The proceeds of such tax levy shall be kept in a separate fund to be known as the "Dragging Fund," and shall be expended by the town board only for the expense of procuring a suitable number of drags and dragging the roads of the town.

The town board in each town, on recommendation of the town or district road overseer *may* enter into contracts for the dragging of the roads of the town or district, giving preference to the main travelled road and roads constituting mail routes within their respective towns; provided, however, that the compensation which may be agreed to be paid for each time a road is dragged shall not exceed one dollar per mile for each mile of road dragged.

The contract price shall be paid from the "Dragging Fund," in the same manner as other claims against the town, after approval by the road overseer.

Sec. 10. Appointment of district overseers.—That Section 42 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Section 42. Town and district road overseers.—*Each town shall constitute one road district, except when otherwise provided. When directed so to do by the voters of the town at the annual town meeting, the town board shall divide each town into as many road districts, not exceeding four, as shall be directed by the voters at the annual town meeting. Provided that for the year 1915 the town board may of its own volition divide the township into such road districts. Provided further, if a town constitutes but one road district the road overseer may appoint one or more competent assistants, subject to the approval of the town board. It shall be the duty of the town board to appoint a road overseer for each district, who shall have charge, under the supervision of the town board of the construction of all town roads in his district and the maintenance of all town and county roads therein. No member of the town board shall be eligible for appointment as town road overseer. The compensation of the road overseer*

shall be fixed by the town board at a sum not to exceed three dollars (\$3.00) per day for the time actually employed in the performance of *his* duties. Before entering upon his duties *he* shall give a bond to the town with sureties to be approved by the town board, in the sum of two hundred fifty dollars (\$250.00) conditioned for the faithful discharge of his duties and to return to the town all the property of the town which may come into his custody. The overseer shall hold office at the pleasure of the town board.

Provided, that such road overseer shall have no jurisdiction over county roads in any county which now has or hereafter may have a population of one hundred fifty thousand (150,000) inhabitants, or over, and a county superintendent of highways or other officer to superintend the construction and improvement of roads within its confines.

Sec. 10 $\frac{1}{2}$. **Establishment of cartways.**—That Section 55 of Chapter 235 of the laws of 1913, be and the same is hereby amended so as to read as follows:

Sec. 55. **Cartways.**—*Any town board may establish a cartway two rods wide on petition of not less than five voters, freeholders of such town. All their proceedings shall be the same as provided in this act for establishing town roads. The cost and expenses thereof, and the damages awarded for lands taken therefor, shall be paid by the town, as in the case of town roads, and a record of such cartway shall be filed with the town clerk; provided, that, when a road or cartway is established which will not be a continuous road from one highway to another, one-half of the damages to the land through which it passes shall be paid by the persons benefited thereby.*

Town boards shall, on petition of the owner of a tract of land, of not less than five acres in area, who has no access thereto except over the lands of others, establish a cartway not more than two rods wide connecting his land with a public road. The amount of damages, if any, to be paid by the petitioner to the town before such cartway is opened.

Any town board may expend road or bridge funds upon a legally established cartway the same as on town roads if in the judgment of such board the public interests require it.

Sec. 11. **Report of town or district overseer as to opening ditches through private lands.**—That Subdivision 1 of Section 59 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 59. **Drainage of town roads.**—Subdivision (1). When-
ever the town or district overseer of roads shall file with the town board his affidavit stating that a road passing through or into said town runs into or through a swamp, bog or other low land, and that it is necessary or expedient that a ditch should be

opened through private lands, the probable length, width, and depth of such ditch, the termini and general course of the same, a description of the land over which said ditch will pass, the names of the owners thereof, if known, and that such road through such low ground cannot, without extraordinary expense, be made passable unless such ditch or ditches are opened, the chairman of said board shall prepare a notice, therein fixing a time, not less than six or more than sixty days from the date thereof, when said board will meet at a place to be described in the notice, and personally examine the premises. Such chairman shall cause said notice, together with the affidavit, to be filed in the office of the town clerk, who shall make true copies of such notice and deliver them to said overseer. Said overseer shall personally serve the same upon each of such land owners, if residents of the county, and upon the occupants of such lands where the owners are not residents of such county. Such ditch or ditches shall be laid out upon such lines as the owners of the land desire, when it is practicable and can be done without extra cost.

Sec. 12. Duties conferred upon town boards, county boards town clerks and county auditors.—That Section 59 of Chapter 235, Laws 1913, be and the same is hereby further amended by adding thereto a new subdivision as follows:

Subdivision 8. State roads.—*The foregoing provisions of this section shall be applicable to state roads, and in such cases the powers and duties hereinbefore conferred and imposed upon town boards, shall be and they are hereby conferred and imposed upon county boards; the powers and duties conferred and imposed upon a town clerk are hereby conferred and imposed upon the county auditor. The affidavit referred to in subdivision 1 may be made by any member of the county board. It shall be the duty of the county board to keep any ditch opened by it under the provisions of this section, in good condition and free from obstructions. The notices specified in the foregoing subdivisions may be served by any person designated by the county board for that purpose.*

Sec. 13. When expense for repair is to be paid by county or township.—That Section 60 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 60. Special duties of overseer.—Whenever any public road in a town becomes obstructed or unsafe from any cause, the overseer shall immediately repair such road, and render his account therefor to the town board, in case of a town or county road, and to the county board in case of a state road.

Sec. 14. Cutting down hedges and trees by town and county boards.—That Section 73 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 73. Town and county boards may cut down hedges and trees within road limits.—Subdivision (1). The town boards of supervisors, *as to town and county roads, and the county board as to state roads*, are hereby given the right and power to determine upon the necessity and order the cutting down of hedges and trees within road limits. Provided, that trees, other than willow trees, shall not be so cut down unless the center of such trees is more than six (6) feet from the side of any road as established by statutory proceedings or dedicated specifically to public use; provided, such trees or hedges, or either of them, interfere with keeping the surface of the road in good order, or cause the snow to drift onto or accumulate upon said road in quantities that materially obstruct travel.

Subdivision 2. **Owner to be notified.**—When a board shall determine that such cutting down of hedges or trees within the limits of such roads is necessary, or that the same would aid materially in keeping such roads in repair or free from snow, it shall notify the owner or owners of the abutting lands of such decision and order the trees or hedges cut down within ninety days after such notice. If the said owner or owners fail or refuse to comply with such notice and order within the time specified, the said board shall have the power to cause such trees or hedges to be cut down at the expense of the town or county. The timber and wood of such trees shall belong to the said owner or owners of the abutting land, provided they pay the expense of cutting down said trees or hedges and remove the same from the roadside within sixty (60) days. If such timber or wood is not removed within said time, the board shall sell the same or destroy it if it cannot be sold at a profit, and if sold, pay the proceeds thereof into the road and bridge fund of said town or county *as the case may be*.

Subdivision (3). **Expenses to be paid out of road and bridge fund.**—The town boards of supervisors *and the county boards* are hereby granted the further right and power to appropriate and pay out of *their respective* road and bridge fund, or from any other fund available the cost of cutting down such trees and hedges and the removal or destruction of the same, if done at public expense.

Sec. 15. Construction of culverts.—That Section 80 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 80. Town and county boards to construct culverts.—The town boards, *as to town roads, and the county boards, as to county and state roads*, are hereby required to install one substantial culvert for an abutting owner in cases where by reason of grading a public highway, the same is rendered necessary for a suitable approach upon said highway over driveways from abutting lands.

Sec. 16. Final payment not to be made until after examination and approval.—That Section 86 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 86. Final payment on road contract.—Final payment shall not be made on any contract for road work by any county or town board *until the county board or town board, as the case may be, has examined the work and certified that the same has been properly done and performed according to contract and a certificate to that effect, signed by a majority of the members of the board making the inspection,* shall have been filed in the office of the county auditor of the county, or town clerk of the town, as the case may be. Any county auditor or any town clerk who issues a warrant or an order in final payment upon a road contract where the amount involved in such contract exceeds the sum of two hundred dollars, until such certificate shall have been filed, shall be deemed guilty of a misdemeanor. The provisions of this section shall not apply to any county now having or which may hereafter have a population of one hundred fifty thousand (150,000) inhabitants or over and a county superintendent of highways, or other officer to superintend the construction or improvement of roads within its confines.

Sec. 17. County attorney to prosecute violations.—That Section 89 of Chapter 235, Laws 1913, be and the same is hereby amended so as to read as follows:

Sec. 89. Obstruction of or damage to highways.—Any person who shall obstruct any of the public highways of this state in any manner, or who shall dig any holes therein, or remove any earth, gravel or rock therefrom, or any part thereof, or who shall in any manner obstruct any ditch on the side of any such highways, and thereby damage the same, shall be guilty of a misdemeanor. It is hereby made the duty of *the county attorney* to prosecute all violations of the provisions of this section, *occurring in his county.*

Approved April 14, 1915.

CHAPTER 117—H. F. No. 960.

An Act amending Section 5812, General Statutes 1913, relating to the loaning of money in sums of two hundred dollars or less by corporations doing business in cities of the first class, and prescribing the rates of interest and regulations for such business.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. License not to be granted until statement is filed showing that dividends did not exceed eight per cent.—That Section 5812 General Statutes 1913, be amended so as to read as follows:

"5812. Same—License. Before any such corporation shall engage in the business of making such loans, and charge the rates and fees permitted by this act, it shall first obtain and have in force and effect a license for carrying on such business in the city in which such business shall be transacted. Such license shall be issued by the city clerk or corresponding officer of such city, and it shall be renewed annually, and shall not be transferable. Such license shall be granted on application to such city clerk or corresponding officer in writing pursuant to such form as such clerk or corresponding officer, or city council, or corresponding body may prescribe, for which license the licensee shall pay annually to the treasurer of said city at the time of taking out said license or renewal a uniform fee of \$25.00 per year. Such licenses shall not be granted until the applicant therefor shall file a statement under oath by its treasurer or some other officer, stating the place in the city where the business is to be carried on, the names of the corporation's officers and manager, and also an affidavit by its treasurer that in the fiscal year of said corporation next preceding the date of said application, the corporation did not pay its stockholders upon their shares in money or money's worth dividends in excess of eight per cent (8)."

Approved April 14, 1915.

CHAPTER 118—H. F. No. 1124.

An Act entitled, "An Act to amend Section 2464 of the General Statutes of Minnesota for the year 1913, being Section 2 of Chapter 226 of the General Laws of Minnesota for 1913, relating to appropriations for armories or organizations of the Minnesota National Guard."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Established joint armories may be used by new organizations on payment of \$1,000.**—That Section 2464 of the General Statutes of Minnesota for the year 1913; being Section 2 of Chapter 226 of the General Laws of Minnesota for 1913, be and the same is hereby amended so as to read as follows:

"2464. **Same—Appropriation for armories—Bonds, etc.**—To every company and battery of the Minnesota national guard, now or hereafter organized, which shall have first deposited with the state treasurer, at least the sum of one thousand dollars (\$1,000) as evidence of good faith, and shall have conveyed or cause to be conveyed to the state of Minnesota, by good and sufficient deed of warranty, and free of encumbrances, the title to a site for an armory, which site shall have first been approved by said board, there is hereby appropriated the sum of fifteen thousand dollars, (\$15,000.), which together with the said deposit shall be used for the

purpose of building, erecting and equipping an armory building on said site: *Provided*, that two or more organizations stationed in one or more cities or villages may combine the appropriations available for each under this act, and erect a joint armory on a common site situated wholly in either or partly in each such city or village, if the board of armory supervisors shall deem it expedient; *Provided, further, that in case two or more organizations entitled thereto have heretofore, or may hereafter, combine, and shall have become entitled to such joint appropriations and to erect a joint armory, on a common site, and such site has been duly conveyed to the State of Minnesota, and thereafter any additional organization is, or additional organizations are, regularly formed and stationed in any city or village wherein any organization has so joined in such common site and armory, and it shall be desirable and practicable, and said board shall deem it expedient, to have such new organization join in such common armory, said board may allow such new organization to join with such other organizations in such common armory, on such common site, and may allow an additional appropriation for such armory on account of such new organization so joining therein, on the furnishing by such new organization of the sum of one thousand dollars. (\$1,000) as hereinbefore provided for, without the necessity of furnishing an additional site to the State of Minnesota;* and provided further, that said board shall designate as near equally as possible from the several military organizations of the national guard, which of them shall receive aid in any one year, taking into consideration the proficiency of the organization asking for aid and its needs, and giving preference to organizations not already provided with a suitable armory.

Any city or village, or two or more cities or villages jointly, in which an armory has been heretofore, is now or may hereafter be erected or authorized under the provisions of this act, may acquire and convey to the state of Minnesota, a site, and raise and appropriate money and funds in aid of the construction, repair or improvement thereof, and to that end may issue bonds payable not more than twenty years after their issue and bearing interest at a rate not exceeding five per cent. per annum, and may deposit such money and funds and the proceeds of the sale of such bonds with the state treasurer to the credit of the proper construction fund, and may make such further provision for the maintenance and improvement of such armory as may be deemed necessary; provided, that, whenever bonds have been heretofore issued by any city or village for any of the foregoing purposes, and the validity of such bonds is not now in question in the courts, the same are hereby validated and hereby declared to be legal obligations of any city or village issuing the same; and provided further that whenever the board deems it expedient, and in fur-

therance of the purposes of this act, it may purchase and finish armories already built or partly built, deducting, however, from the purchase price, the appraised value of the site."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 14, 1915.

CHAPTER 119—S. F. No. 76.

An Act to amend Section (1) of Chapter 366 of the General Laws of Minnesota of the year 1911, relating to the salary of Register of Deeds in counties having or which may hereafter have a population of not less than 200,000 and less than 275,000 inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Ramsey county register of deeds to receive \$500 additional salary as registrar of titles.**—That Section 1 of Chapter 366 of the General Laws of Minnesota of the year 1911 be amended so as to read as follows:

Section 1. The salary of the Register of Deeds of each county of this state having or which may hereafter have a population of not less than 200,000 and less than 275,000 inhabitants, shall be four thousand five hundred (\$4,500) dollars per annum; *and during the time the Register of Deeds shall also act as Registrar of Titles he shall receive in addition thereto the sum of five hundred (\$500) dollars per annum.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 15, 1915.

CHAPTER 120—S. F. No. 399.

An Act to legalize and confirm certain corporations defectively formed, and the records thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Formation of certain corporations legalized.**—That in all cases where any corporation, purporting to have been formed under and by virtue of Title two, of Chapter thirty-four, of the General Statutes of 1894, of this state, whose articles of incorporation have been heretofore actually filed and recorded in the office of the secretary of state of this state, and actually filed for record and recorded in the office of the register of deeds of the proper county, but which articles of incorporation were in fact published only one week, instead of two successive weeks as required by law, in a weekly newspaper of the proper county,

all such corporations, with the records thereof, are hereby legalized and confirmed, and shall have the same effect, as if they had been duly organized and the articles of incorporation duly published. Provided, however, that this act shall not apply to any action heretofore commenced or now pending in any of the courts of this state.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 15, 1915.

CHAPTER 121—H. F. No. 333.

An Act providing for the addition of territory to certain villages.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Proceedings for annexation of territory to certain villages.**—Any territory in counties having not less than seventy-six nor more than eighty congressional townships, containing a population of not less than two hundred (200) persons, such territory, not included in any incorporated village having a population, according to the last census of not more than four hundred (400) persons with an area of not to exceed two hundred (200) acres and with an assessed valuation of less than seventy-five thousand dollars (\$75,000), but which said territory proposed to be annexed adjoins any such village now existing under the laws of the State of Minnesota, and no part of which territory proposed to be annexed is more than one and one-half miles from the present limits of the village which it adjoins, may be annexed to such village and become a part thereof, upon petition of a majority of the aggregate number of the legal voters residing within the territory included within the limits of said village and the territory proposed to be annexed. Such petition may be presented to the village council of any such village, and thereupon the council, by ordinance, may so extend the village boundaries so as to include the same, provided, however, that the area of said village, including the territory proposed to be annexed, shall, in no case, exceed four sections of land. No such ordinance, so extending the limits of said village, shall take effect until a certified copy thereof is filed with the secretary of state.

Approved April 15, 1915.

CHAPTER 122—H. F. No. 657.

An Act to legalize and validate certain options for mining leases given by any county of the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain options for mining leases given by any county of the State of Minnesota validated.—That in all cases where an option for a mining lease without the required publication in the official proceedings of the county commissioners, of a resolution fixing the time for considering the same, and setting out the terms and conditions thereof, has since December 1st, 1914, been granted by any county of the State of Minnesota, calling for a mining lease on a royalty basis of twenty cents a ton of 2,240 pounds, with the provision, however, that if such lessee should receive by an assignment or sub-lease thereof a greater royalty than twenty-five cents per ton, such county to receive one-half of such excess over said twenty-five cents per ton, such options and leases thereto attached and made a part thereof are hereby declared legal and valid, provided that nothing herein contained shall be considered to apply to actions now pending which involve the validity of any such options.

Approved April 15, 1915.

CHAPTER 123—H. F. No. 733.

An Act to legalize mortgage foreclosures by advertisement upon real estate in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain mortgage foreclosures legalized.—All mortgage foreclosures upon real estate situated in this state, heretofore made by advertisement where the notice of sale as published gives the month incorrectly in the dating of such notice, but the sale was duly and regularly made at the time and place specified and appointed in such notice, as shown by the sheriff's certificate of such sale, together with the record of such sale, shall be sufficient for all purposes as against such erroneous date and the foreclosure based thereon together with the record thereof shall not be affected by reason thereof.

Sec. 2. Not to affect pending actions.—The provisions of this act shall not affect any action now pending in any court of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 15, 1915.

CHAPTER 124—H. F. No. 943.

An Act to authorize the city council or other governing body of any city now or hereafter having a population of more than fifty thousand inhabitants not operating under Section 36 Article 4 of the constitution of this state, to grant a franchise for the

construction, extension, maintenance and operation of street railways in and upon the streets, highways and public grounds thereof as well as in parks and parkways of the city inside or outside its boundaries and authorizing the issuance of bonds to carry out the provisions of the act.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Thirty year franchise for street railway company in city of Minneapolis.—The council of any city now or hereafter having a population of more than fifty thousand inhabitants, not operating under Section 36, Article 4 of the Constitution of this State, is hereby authorized, unrestricted by any provision of statute or charter, to grant a franchise for the construction, extension, maintenance and operation of street railways in and upon the streets, highways and public grounds within the city, and within any park or parkway heretofore or hereafter acquired by the city within or without the corporate boundaries. But no street railway shall be laid in any park or parkway without the consent of the board of park commissioners or other body charged with the care and maintenance of the park or parkway. No franchise shall be granted under this act except to a corporation organized under the laws of this state and having power to construct, maintain and operate street railways for the common carriage of passengers, nor shall the same, or any interest in the same, ever, for purposes of operation, be assigned or transferred to or owned by any person or corporation except a corporation organized under the laws of this state having the powers aforesaid. And in case of any assignment or transfer to, or ownership by, any such domestic corporation, all privileges and immunities contained in such franchise, as well as all obligations imposed thereby, shall pass to and be enjoyed by and be binding upon such assignee, transferee or owner. The city shall reserve the right to authorize any existing or future suburban railway company the joint use of tracks, poles, wires, appliances, power and electric current, of any company to which a franchise is granted under this act, and the franchise shall contain provisions for determining the compensation to be paid for such joint use. This act shall not be construed to authorize the extension of any existing contract or franchise.

Any such franchise shall not be granted hereunder for more than thirty (30) years in the first instance, and shall contain an option on the part of any such city to purchase the entire street railway property at the end of each five (5) or ten (10) year period of such term and at the expiration of such term of the franchise, and thereafter at the expiration of any five year period, upon giving one (1) year's written notice to the owners of said railway of the city's intention to purchase said street railway property. The franchise may provide that upon failure

of any such city to condemn or exercise such option to purchase at or before the expiration of the franchise said franchise shall without further act continue until terminated by purchase or condemnation of the property, but not exceeding thirty (30) years or such lesser period as the franchise may fix. The term of any such franchise may begin at the expiration of a now existing franchise, and the new franchise may, in the discretion of the council, be granted to the holder of an old or existing franchise, provided such holder is a Minnesota corporation having the powers aforesaid. The reservation of any such option to purchase on the part of any such city shall not prevent resort to eminent domain. The franchise shall terminate at time of purchase or condemnation of the entire plant and properties.

The term "council" as used in this act, shall include the chief governing body of the city by whatever name known. The word "may" shall nowhere in this act be construed as "shall."

Sec. 2. What franchise may contain.—The franchise may embrace an agreement fixing fares and shall provide for compensation to the city in the form of a division of surplus earnings, amortization or otherwise. The council shall have power to regulate reasonably construction and operation and may, from time to time require reasonable improvements and service. The council shall have power to fix in said franchise, the terms and conditions upon which it may require extension. Any agreement fixing fares shall not exceed the period of thirty (30) years. Any agreement fixing fares may provide for different fares at different times or under varying circumstances. In the absence of an agreement fixing fares and upon the expiration of any agreement fixing fares, the council shall have power to fix a reasonable fare. The power of regulation herein granted shall not be contracted away. The power of regulation may be exercised by ordinance, with penalty by fine and imprisonment in case of violation and regulations may be enforced by mandamus, injunction or other appropriate civil action.

Sec. 3. Provisions for purchase of property by the city.—For the purpose of fixing a basis for the purchase price of the property and for a division of surplus earnings, a physical valuation of the property shall, in case of a grant to a company already having a street railway property, be made either before the granting of the franchise and incorporated therein, or at the beginning of the term of the franchise. The valuation may include a fair going concern value but shall not include any franchise or good-will value. The franchise may provide for increasing such valuation by additions and improvements and decreasing it by depreciation, alienation and loss of properties. Additional provisions may be made in the franchise for making the valuation.

Sec. 4. Annual reports to be filed with city clerk.—The holder of the franchise shall file with the city clerk annual reports by the corporation, from the beginning of the franchise until its termination, of receipts and disbursements, inventories, stock and bond issues, and there shall be an annual inspection by the city of all property, books, accounts, records, checks, vouchers, contracts and documents of the corporation, and such further inspection thereof by the city as the franchise may provide.

Sec. 5. Valuation of stock.—The holder of the franchise shall not sell, dispose of or pledge any shares of its capital stock, or issue any certificates therefor, for less than ninety-five per cent (95%) of their par value nor until such shares shall have been paid for in money, nor issue any bonds, except for money to the market value of the bonds, not, however, less than ninety per cent (90%) of the par value thereof. The proceeds of all stocks and bonds shall be devoted to the lawful purposes of the holder under such franchise.

Sec. 6. Franchise to be granted only after ordinance is adopted by city council.—The power to grant a franchise under this act shall be exercised only by ordinance adopted by a majority of all the members of the council at a regular meeting, and the ayes and nays shall be entered in the minutes. The vote on the final passage of the ordinance shall not be taken until the expiration of at least fourteen (14) days after the publication of the proposed ordinance in its final form in the official newspaper of the city. The corporation shall have such time as may be fixed by the ordinance, not less than thirty (30) days after final passage and publication, in which to accept. Acceptance shall be first authorized by the board of directors of the corporation and a copy of the resolution authorizing such acceptance shall be filed with the acceptance in the office of the city clerk. The grant shall be fully effective when made and accepted as aforesaid, and ratified as provided in the next section.

Sec. 7. To be ratified by a majority of the votes of the city.—No such franchise shall be effective until it shall have been ratified by a majority of the votes of the electors of the city cast upon the question at a general or special election not less than ninety (90) days after the filing of the acceptance of the franchise. The franchise shall provide for such submission.

Sec. 8. \$50,000 bond issue authorized for valuation of street railway.—For the purpose of raising funds for making the valuation provided for in Section 3, the council is hereby authorized to issue and sell bonds of the city to an amount not exceeding fifty thousand (\$50,000) dollars in par value. Said bonds shall be issued only in pursuance of a resolution adopted by the affirmative vote of a majority of all the members of a city council or other governing body of such city. The faith and credit of

the city shall be pledged to the payment of said bonds and the interest thereon. The council or governing body aforesaid shall include in the tax levy of each year an amount sufficient to pay the current interest on such bonds, and the sinking fund of the city shall be pledged to their redemption at maturity.

Bonds issued under this act shall not run for a term longer than thirty years or bear a rate of interest higher than four per cent per annum, payable semi-annually. The place of payment of principal and interest, and the denominations of said bonds, shall be fixed by the resolution authorizing their issue, and all or any of them may be in the form of coupon bonds or of registered certificates, so-called as the purchaser may prefer.

All bonds or certificates so issued shall be signed by the mayor, attested by the city clerk, and countersigned by the city comptroller of such city, and be sealed with the city seal, except that the signatures to the coupons attached thereto, if any, may be lithographed. None of such obligations shall be sold at less than ninety-five per cent (95%) of their par value and accrued interest, or to any but the highest responsible bidder therefor.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved April 15, 1915.

CHAPTER 125—S. F. No. 290.

An Act to create in cities of the State of Minnesota which now have or hereafter may have no more than 50,000 and not less than 20,000 inhabitants, a board of fire and police commissioners and to define its duties and powers.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Board of fire and police commissioners for Winona.**—That in each city in the State of Minnesota, which now has or hereafter may have no more than 50,000 and not less than 20,000 inhabitants, there be and hereby is created and established a board of fire and police commissioners which shall have the control and management of the fire and police departments of such city with the powers and duties hereinafter designated.

For the purposes of this act the population of each city of this state shall be ascertained and determined according to the last census taken under and pursuant to the laws and authority of the State of Minnesota.

Sec. 2. **Five commissioners to be appointed by mayor.**—That all authority under this act in each such city shall be exercised by a board of five commissioners, to be known and designated as the "Board of Fire and Police Commissioners" who

shall be appointed by the mayor of such city, and whose terms of office shall be as hereinafter designated.

Sec. 3. Terms of office of each commissioner following appointment.—It is hereby made the duty of the mayor of each such city in this state to appoint, within fifteen days after the approval of this act, five persons, residents and tax payers of such city, as such commissioners, one of whom shall be appointed to serve for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years and one for a term of five years. The five persons so appointed shall constitute the first board of fire and police commissioners for the city and each shall hold office until his successor has been appointed and qualified.

The terms of office of each of such commissioners shall commence on the first Monday in May, 1915, and on that day they shall enter upon the performance of their duties and assume the control and management of the fire and police departments of the city in which they have been so appointed.

Sec. 4. Mayor to annually appoint one commissioner to serve five years.—The mayor of each such city shall annually thereafter on the last Monday in March appoint one person, resident and tax payer of such city, as a member of said board and as the successor of the commissioner whose term of office expires in that year, to serve for a term of five years from the first Monday in May of the year in which he is appointed and until his successor is appointed and qualified.

Sec. 5. Council to approve appointments—vacancies.—All such appointments shall be subject to the approval of the city council before the same become effective. Provided that all appointments made under the provisions of this act, including the filling of vacancies, shall be so made that not more than one of such commissioners shall be appointed from the same ward in cities having five or more wards, and in cities having less than five wards at least one of such commissioners shall be appointed from each ward.

All vacancies by resignation or otherwise shall be filled by appointment by the mayor, subject to the approval of the city council.

The mayor may remove any of the commissioners for misconduct, incompetency, or neglect of duty, after a reasonable opportunity shall be given him to be heard upon written charges.

Each member of the board before entering upon the discharge of his duties shall take and subscribe the usual oath of office and file the same with the city recorder, together with a written acceptance of his appointment. All appointments made by the mayor shall be in writing and filed with the city recorder.

Sec. 6. Meetings—to serve without compensation.—The annual meeting of said board shall be held on the first Tuesday in May. At such meeting said board shall elect one of their number to be president of the board and another to be vice-president. Said board may make rules for their government not inconsistent herewith. A majority of the board shall constitute a quorum.

All contracts, engagements, acts and doing of said board within the scope of their authority shall be obligatory and binding upon such city.

The members of said board shall receive no compensation for their services, but shall be allowed their reasonable official expenses, except that traveling expenses outside such city shall not be allowed any such members, unless authority to incur such expenses be granted by such board and approved in writing by the mayor before such expenses are incurred.

Sec. 7. City clerk to act as secretary and treasurer as treasurer of board.—The city recorder or clerk shall act as secretary of the board, shall execute and file with the board a bond in such penal sum and containing such conditions and with such sureties as the board may prescribe and approve.

The treasurer of each such city is hereby declared to be ex officio treasurer of said board. The city attorney of each such city shall be the legal advisor of said board.

Sec. 8. Duty of secretary and reports of board.—It shall be the duty of the secretary under the direction of the board to collect, receive and pay into the city treasury all moneys due said board on account of the operation of said departments. He shall keep a set of books which at all times shall contain a full and complete statement of the condition, operation and expenditures of each such department and of all moneys received and paid out by order of said board in each of such departments, together with an accurate account of all the expenses and liabilities of said board in each such department. The books of said board shall be open at all times to the examination of any tax payer of such city, and to any member or committee of the city council.

On the first day of each month said board shall make a full report in detail to the city council of all moneys received and expended and liabilities incurred by the board. Whenever requested by the city council so to do said board shall transmit to it a concise statement of the financial condition of said departments.

Sec. 9. Duties of treasurer.—The city treasurer shall receive all moneys paid into the city treasury on account of said board or appropriated for the use of said board from all sources, and place the same in a separate fund therefor to be designated

as the "Fire and Police Fund," which fund is hereby created for each such city. The treasurer shall keep a detailed and exact account thereof in such manner as to show the exact financial condition of the board at all times.

Sec. 10. Board to sue and be sued.—Said board may sue or be sued, appear and prosecute to final judgment and defend in any court in the name of the board, any action at law or suit in equity. The board may prosecute an action in the name of the board against any person for the breach of any contract with said board and for injury done or caused to any of the property, real or personal, belonging to the city and used in said fire or police departments, or under the control of said board.

Sec. 11. Expenses of operation of police and fire department.—Such board shall keep an accurate and detailed record and account of the current expense of operating, maintaining, and improving the fire and police departments of such cities, and such other accounts as may be necessary to show the true financial condition of each of said departments and all property belonging thereto.

Sec. 12. Estimate of maintenance to be furnished by secretary and reviewed by board.—On or before the second Monday in August each year the secretary of said board shall present to it an estimate of the several amounts required during the next ensuing fiscal year for the operation, maintenance and improvement of each of the departments under its control. The board shall consider the same and make such corrections or changes therein as may be deemed necessary, and shall approve and establish the same on or before the last Monday in August. A duplicate of such estimate, when so approved and established, shall be certified by the president and secretary of the board and transmitted to and filed with the recorder of the city on or before the last Monday in August of each year. The city recorder shall include the amounts so established by said board in his estimate to the city council of the several sums which will be required to meet the expenses of the city during the next ensuing fiscal year. The city council may change or correct such estimates and shall then establish the same in the tax levy for such year.

Sec. 13. Transfer of present funds to credit of new board.—It shall be the duty of the city treasurer immediately after this act takes effect and such board is organized, to transfer to the fire and police fund created by this act all moneys then in the treasury for the use of the fire and police departments; and to place in said fund all moneys thereafter paid into the city treasury for the use of said departments.

The city council may at any time it may deem it advisable, transfer from the general fund to said fire and police fund any

money then in said general fund not otherwise required for the specific purpose for which it was levied.

Sec. 14. Payments to be authorized and to be made by vouchers.—No money shall be paid out of the fire and police fund in the city treasury belonging to said board, unless such payment is authorized by the affirmative vote of a majority of all the members of the board, and then only by order drawn by the secretary of the board, signed by the president, or in his absence the vice-president, and countersigned by the secretary, specifying the purpose, the department for which and the account upon which it is drawn, and made payable to the order of the person in whose favor it is issued. Provided, that orders in the form above prescribed may be issued at the proper times without specific action by the board for the payment of salaries or wages previously fixed and determined by the board and made payable at certain definite times and in certain definite installments.

Sec. 15. Not to exceed fiscal appropriations for expenses.—In all appropriations or purchases made and liabilities incurred, the said board shall not exceed in any fiscal year the amount of the estimate made therefor as established by the city council as hereinbefore provided, in addition to such sums as the city council may transfer to said fire and police fund as provided in Section 13 hereof, and no loans shall be made by said board for any purpose, except when extraordinary expenditure shall be rendered unavoidable by some unforeseen cause and such expenditure has been approved by the majority vote of the city council of such city.

Sec. 16. Contracts to be awarded to lowest bidder and to be in writing.—Every contract for the purchase of property to be used in said departments of such cities which shall involve the expenditure of \$200.00 or more, shall be in writing and be filed with the secretary of the board. In making purchases for either of said departments involving an expenditure of more than \$500.00, bids shall be solicited and the purchase made from the lowest responsible bidder, after notice soliciting bids shall have been published in the official newspaper of such city in at least two separate issues thereof, but said board shall have the right to reject any and all bids. Provided, that in case there shall be any sudden or extraordinary injury to any of the property of the city used in either of said departments, and damage or loss may ensue by reason of delay in replacing or repairing such property, said board may cause such damage to be repaired or such property to be replaced without a contract and without letting the same to the lowest bidder, in such manner as the board may deem best for the interest of the city, provided that its action shall be approved by a majority vote of the city council.

Sec. 17. Adoption of rules for government of police and firemen.—Said board shall adopt rules for the government of each of said departments and shall appoint, promote, suspend, discharge or discharge any member of the police or fire department, including all superior officers in each such department, in the manner provided by such rules. By such rules it shall define the duties and powers and fix the compensation of all persons serving in said departments, and may amend such rules and prescribe penalties for their violation. Such rules shall provide for the examination of all applicants for permanent positions, which shall be practical in their nature, public, and free to all persons desiring to take them. The selection, promotion and term of employment of all persons regularly serving or to serve in said departments shall be governed by the merit system, subject to reasonable limitations as to age, health, habits and character of such persons, but wholly without reference to their political affiliations. Said board shall have power to appoint and remove special police officers to serve without pay from the city and to be subject to such rules as the board may prescribe.

All rules established by the board shall be changed only by an affirmative vote of four-fifths of all the members of the board.

The rules and regulations of any such city governing the management and control of said departments shall remain in force until superseded by rules adopted by said board.

Sec. 18. Power to summon witnesses for investigation.—Said board shall have power to summon and compel the attendance of witnesses, to examine them under oath and to require the production of documentary evidence for use at any investigation or hearing had by said board in relation to the management of said departments or the control of the persons serving therein. Each member of the board shall have power to administer oaths to witnesses at such hearings.

Sec. 19. To buy and sell property for conduct of departments.—Said board shall have power to buy, lease, sell, maintain and manage real and personal property for the use of said departments, but no purchase or sale of real property shall be made, unless authorized by a majority vote of the city council. It may establish, maintain and equip fire and police stations and substations and police precincts, electrical alarm and signal systems, and shall license and revoke licenses for junk-dealers and pawn-brokers in accordance with such ordinances as the city council may adopt on the subject of such licenses.

All receipts from the sale of property and from licenses shall be deposited with the city treasurer to the credit of the general fund of the city.

Sec. 20. **Inconsistent acts repealed.**—All acts and parts of acts, whether general or special, inconsistent with the provisions of this act are hereby repealed.

Sec. 21. This act shall take effect and be in force from and after its passage.

Approved April 15, 1915.

CHAPTER 126—S. F. No. 478.

An Act entitled "An Act legalizing proceedings had under Chapter 254, General Laws, 1911, relating to state rural highways."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Proceedings under Chapter 254, G. L. 1911, legalized.**—In all cases where a petition for the laying out, construction or substantial improvement of a state rural highway has heretofore been approved by the appropriate county board or county boards and by the State Highway Commission in attempted compliance with the provisions of Chapter 254, General Laws, 1911, such petition and approval, and all subsequent proceedings in reference to such highway, and to the laying out, construction or substantial improvement thereof whether taken by such county board or county boards, or by the county auditor of any such county, by said State Highway Commission or by any district court, are hereby legalized and declared valid.

Sec. 2. This act shall not apply to or affect the right of appeal from said proceedings as now provided by law, or any actions or appeals now pending in which the validity of said proceedings is called in question.

Approved April 15, 1915.

CHAPTER 127—H. F. No. 31.

An Act to regulate the practice of optometry.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Governor to appoint board of five members.**—The State Board of Optometry shall consist of five qualified optometrists appointed by the governor, each for the term of three years, or such part thereof as will provide for the expiration of the terms of two members January 1, 1916, one member January 1, 1917, and two members January 1, 1918, and until their successors qualify.

Vacancies in such board shall be filled by like appointment for unexpired terms.

Sec. 2. Board to adopt rules.—Said Board of Optometry shall make such rules and regulations, not inconsistent with the law, as may be necessary for the proper performance of its duties. Any member of the board may, upon being duly designated by the board, or a majority thereof, administer oaths or take testimony concerning any matter within the jurisdiction of the board.

Sec. 3. Officers and members to meet once each year in St. Paul.—The board shall elect from among its members a president and may adopt a seal.

A secretary or assistant may be employed who need not necessarily be a member of said board.

For the purpose of examining applicants for licenses to practise optometry, the board shall meet at least once each year in St. Paul and may hold other meetings at its pleasure.

Sec. 4. Compensation of members and secretary.—Each member shall receive from the funds of the board five dollars (\$5.00) a day for actual services, three cents a mile for necessary travel and allowance for necessary expenses of attending meetings, not to exceed two dollars and fifty cents (\$2.50) a day.

For clerical services the secretary shall receive such compensation as the board may deem just and proper, such compensation to be not more than four hundred dollars (\$400.00) per year. The board may employ an attorney and other necessary assistants to aid in the enforcement of the provisions of this act, the attendant expense to be met from the funds of the board. The secretary shall keep a record of all proceedings, including therein the name of every applicant for examination or registration, which record shall be open to public inspection.

Sec. 5. Definition of practice of optometry.—Any person shall be deemed to be practicing optometry within the meaning of this act who shall display a sign or in any way advertise himself as an optometrist, or who shall employ any means for the measurement of the powers of vision or the adaptation of lenses for the aid thereof, or who shall in the sale of spectacles or eyeglasses or lenses, use in the testing of the eyes therefor, lenses other than the lenses actually sold.

It shall be unlawful for glasses to be vended as merchandise except from permanently located and established places of business.

It shall be unlawful for any person to engage in the practice of optometry without first procuring and filing for record a certificate of registration as a licensed optometrist pursuant to this subdivision.

Sec. 6. Qualifications of registered optometrists, and proceedings in examination for registry.—The persons entitled to

practise optometry in Minnesota who are not already registered shall be:

Every person of the full age of twenty-one years who furnishes the board with satisfactory evidence of

(a) His age and moral character;

(b) That he possesses the knowledge essential to the practice of optometry;

(c) Having served an apprenticeship of not less than two years under a practising optometrist acceptable to the board, or shall be a graduate of an optometry school or college approved by this board, requiring an attendance of not less than one year's course;

(d) Having passed satisfactorily an examination by the board as to his qualifications for the practice of optometry, upon the completion of which he shall receive from said board a license certificate entitling him to practise. Any person desiring to be examined by said board must fill out and swear to an application furnished by the board, and must file the same with the secretary of said board at least two weeks prior to the holding of an examination which the applicant is desirous of taking.

The applicant shall pay to the board a fee of twenty dollars (\$20.00) before examination and five dollars (\$5.00) upon the issuance of certificate. In the event of failure on the part of a candidate to pass the first examination, he may within fifteen months have another trial; upon the payment of five dollars (\$5.00) additional.

Any applicant may be registered and given a certificate of registration if he shall present a certified copy or certificate of registration or license which has been issued to said applicant by any other state, where the requirements for registration shall be deemed by said board to be equivalent to those of this act; provided that such state shall accord a like privilege to holders of certificates of said board.

The fee for registering such applicants shall be fifteen dollars (\$15.00).

The board upon a hearing of which the accused shall have a ten days' notice, may revoke the certificate of any person under conviction of crime or shown to be grossly incompetent, afflicted with contagious or infectious disease or who employs misrepresentation, fraud or house-to-house canvassing in order to fit or sell glasses, or who has been guilty of habitual drunkenness for six months immediately preceding the accusation. After one year upon application and proof that the disqualification has ceased, the board may reinstate such person.

Sec. 7. Where certificate is to be filed.—The holder of every such certificate of registration shall file the same for record with the clerk of district court in the county where he resides, and

after record shall display it conspicuously at his place of business. Upon removal to another county he shall there in like manner file his certificate before engaging in business therein.

Such clerk's fee shall be fifty cents (50c) for recording and one dollar (\$1.00) for a certified copy. A failure on the part of the holder to comply with any of the foregoing provisions for six months after issuance of the certificate shall forfeit the same.

Sec. 8. Annual fee of \$2.—Before April first in each year, every authorized optometrist shall pay to the board a fee of two dollars (\$2.00), in default of which, the board, upon a hearing and after twenty days' notice, may revoke the certificate of any optometrist so in default; but the payment of such fee at or before the time of hearing, with such additional sum, not exceeding five dollars (\$5.00), as may be fixed by the board, shall excuse the default. The board may collect such fee by suit.

Sec. 9. Fees to be held by secretary—Annual report of board—All fees collected under this subdivision shall be received and held by the secretary and devoted to the uses of the board. The secretary shall give such bond as the board shall from time to time require. Before the first Monday in January, annually, the board shall report to the governor its proceedings, and the items of its receipts and disbursements.

Sec. 10. Penalty for violation.—Every person who shall violate any of the provisions of this act shall be guilty of a misdemeanor, the minimum punishment whereof shall be a fine of fifty dollars (\$50.00) and not more than one hundred dollars (\$100.00), or confinement in the county jail for not less than thirty (30) days nor more than ninety (90) days.

Sec. 11. Invalidation of one section not to affect remainder.—In case for any reason any paragraph or any provision of this act shall be questioned in any court of last resort and shall be held by such court to be unconstitutional or invalid the same shall not be held to affect any other paragraph or provision of this act.

Sec. 12. Certain section R. L. 1905 repealed.—That Sections 2320, 2321, 2322, 2323, 2324, 2325 and 2326 of the Revised Laws of 1905 and all amendments to said sections or any of them are hereby repealed.

Sec. 13. This act shall take effect and be in force from and after its passage.

Approved April 15, 1915.

CHAPTER 128—S. F. No. 39.

An Act authorizing cities of the first class to designate and establish restricted residence districts and to prohibit the erection, alteration and repair of buildings thereon for certain prohibited purposes.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. City council may establish restricted residence districts in St. Paul.—Any city of the first class may, through its council, upon petition of fifty (50) per cent of the owners of the real estate in the district sought to be affected, designate and establish by proceedings hereunder restricted residence districts within its limits wherein no building or other structure shall thereafter be erected, altered or repaired for any of the following purposes, to-wit, hotels, restaurants, eating houses, mercantile business, stores, factories, warehouses, printing establishments, tailor shops, coal yards, ice houses, blacksmith shops, repair shops, paint shops, bakeries, dyeing, cleaning and laundering establishments, bill-boards and other advertising devices, public garages, public stables, apartment houses, tenement houses, flat buildings, any other building or structure for purposes similar to the foregoing. Public garages and public stables shall include those, and only those, operated for gain.

Nothing herein contained shall be construed to exclude double residences or duplex houses, so-called, schools, churches, or signs advertising for rent or sale the property only on which they are placed.

No building or structure erected after the creation of such district shall be used for any purpose for which its erection shall be prohibited hereunder.

The term "council" in this act shall mean the chief governing body of the city by whatever name called.

Sec. 2. Council given power of eminent domain.—The council shall first designate the restricted residence district, and shall have power to acquire by eminent domain the right to exercise the powers granted by this act by proceedings hereinafter defined, and when such proceedings shall have been completed the right to exercise such powers shall be vested in the city.

Sec. 3. Provisions for appointment of appraisers and duties of the latter.—The council shall appoint five appraisers who shall be disinterested qualified voters of the city, and none of whom shall be a resident of the ward or wards in which any part of the district so designated is situate, to view the premises and appraise the damages which may be occasioned by the establishment of such restricted residence district and by the exercise by the city of the powers herein granted.

Said appraisers shall be notified as soon as practicable by the city clerk, as the case may be, to attend at a time fixed by him, for the purpose of qualifying and entering upon their duties. Whenever a vacancy may occur among said appraisers by neglect or refusal of any of them to act or otherwise, such vacancy shall be filled by the council.

Second. The appraisers shall be sworn to discharge their duty as appraisers in the matter with impartiality and fidelity; and to make due return of their acts to the council.

Third. The appraisers shall give notice, by publication in the official newspaper of the city, once a week for two consecutive weeks, which last publication shall be at least ten days before the day of such meeting, which notice shall contain a general description of the lands designated by the council, and give notice that a plat of the same has been filed in the office of the city clerk, and that said appraisers will meet at a place and time designated in the notice, and thence proceed to view the premises and appraise the damages which may be occasioned by the establishment of such restricted residence district and by the exercise by the city of the powers herein granted, and to assess benefits in the manner hereinafter specified.

Fourth. The city clerk shall, after the first publication of such notice, and at least six days (Sundays excluded) prior to the meeting specified in said notice, serve upon each person in whose name each tract or parcel of said land is then assessed, a copy of said notice by depositing the same in the postoffice of said city, with postage prepaid, directed to such person at his place of residence, if known to the city clerk, but if not known, then to his place of residence as given in the last published city directory of said city, if his name appears therein.

After the first publication of said notice, and at least six days (Sundays excluded) prior to the meeting specified in said notice, a copy of the same shall also be served upon the person in possession of each of said tracts or parcels of land, or some part thereof, if the same be actually occupied, in the same manner as provided for the service of summons in a civil action in the district court. A copy of all subsequent notices relating to said proceedings which are required to be published, shall be mailed by said clerk in the manner above specified, immediately after the first publication thereof, to such persons as shall have appeared in said proceedings and requested in writing that such notice be mailed to them.

Fifth. At the time and place mentioned in the notice, the said appraisers shall meet and thence proceed to view the premises, and may hear the evidence or proof offered by the parties interested, and may adjourn from time to time for the purposes aforesaid. When their view and hearing shall be concluded they

shall determine the amount of damages, if any, suffered by each piece or parcel of land of which each piece or parcel of land in the district is a part. They shall also determine the amount of benefits, if any, to each such piece or parcel of land. If the damages exceed the benefits to any particular piece, the excess shall be awarded as damages. If the benefits exceed the damages to any particular piece, the difference shall be assessed as benefits, but the total assessment for benefits shall not be greater than the aggregate net award of damages; and in every case the benefits assessed upon the several parcels shall be in proportion to the actual benefits received, and no assessment upon any particular piece shall exceed the amount of actual benefits after deducting the damages, if any.

Sixth. If the land and buildings belong to different persons, or if the land be subject to lease, mortgage or judgment, or if there be any estate less than an estate in fee, the injury or damage done to such persons or interests respectively may be awarded to them separately by the appraisers. Provided, that neither such award of the appraisers, nor the confirmation thereof by the council shall be deemed to require the payment of such damages to the person or persons named in such award in case it shall transpire that such person or persons are not entitled to receive the same.

Seventh. The said appraisers having ascertained and appraised the damages and benefits as aforesaid, shall make and file with the city clerk a written report of their action in the premises, embracing a schedule and appraisement of the damages awarded and benefits assessed, with descriptions of the lands, and the names of the owners, if known to them and also a statement of the costs of the proceedings.

Eighth. Upon such report being filed, the city clerk shall give notice that such appraisement has been returned, and that the same will be considered by the council at a meeting thereof to be named in the notice, which notice shall be published in the official newspaper of said city, once a week for two consecutive weeks, and the last publication shall be at least 10 days before such meeting. The council upon the day fixed for the consideration of such report, or at any subsequent meeting to which the same may stand over or be referred, shall have power in their discretion to confirm, revise or annul the appraisement and assessment, giving due consideration to any objections interposed by parties interested in the manner hereinafter specified, provided that said council shall not have the power to reduce the amount of any award, nor increase any assessment. In case the appraisement and assessment is annulled, the council may thereupon appoint new appraisers, who shall proceed, in like manner, as in case of the first appraisement, and upon the coming

in of their report, the council shall proceed in a like manner and with the same powers as in the case of the first appraisalment.

Ninth. If not annulled or set aside, such awards shall be final, and shall be a charge upon the city, for the payment of which the credit of the city shall be pledged. Such assessments shall be and remain a lien and charge upon the respective lands until paid. The awards shall be paid to the persons entitled thereto, or shall be deposited and set apart in the treasury of the city for the use of the parties entitled thereto, within six months after the confirmation of the appraisalment and award. But in case any appeal or appeals shall be taken from the order confirming said appraisalment and assessment, as hereinafter provided, then the time for payment of said awards shall be extended until and including sixty days after the final determination of all appeals taken in the proceeding, and in case of any change in the awards or assessments upon appeal, the council may, by resolution duly adopted, at any time within sixty days after the determination of all appeals, set aside the entire proceeding. Any awards so set aside shall not be paid, and the proceedings as to the tracts for which the awards are so set aside shall be deemed abandoned. Any awards not so set aside shall be a charge upon the city, for the payment of which the credit of the city shall be pledged. All awards shall bear interest at the rate of six per cent per annum from the time of the filing of the original appraisers' report and all subsequent awards and awards upon appeal shall be made as of the day and date of filing of such original reports.

Tenth. Upon the conclusion of the proceedings and the payment of the awards, the several tracts of lands shall be deemed to be taken and appropriated for the purpose of this act, and the right above specified shall vest absolutely in the city in which the lands are situate. In case the council shall in any case be unable to determine to whom the damages should in any particular case be paid, or in case of adverse claim in relation thereto, or in case of the legal disability of any person interested, the council shall, and in any and every case, the council may in its discretion deposit the amount of damages with the district court of the county in which such lands are situate, for the use of the parties entitled thereto, and the court shall, upon the application of any person interested and upon such notice as the court shall prescribe, determine who is entitled to the award, and shall order the same paid accordingly. Any such deposit shall have the same effect as the payment to the proper persons.

Eleventh. Any owner of land within said district who deems that there is any irregularity in the proceedings of said council, or action of the appraisers, by reason of which the award of the appraisers ought not to be confirmed, or who is dissatisfied

with the amount of damages awarded, to him or the assessment thereon, may at any time before the time specified for the consideration of the award and assessment by the council, file with the city clerk, in writing, his objections to such confirmation, setting forth therein specifically the particular irregularities complained of, and the particular objection to the award or assessment, and containing a description of the property in which he is interested, affected by such proceedings and his interest therein, and if, notwithstanding such objections the said council shall confirm the award, or assessment, such person so objecting shall have the right to appeal from such order of confirmation of the council to the district court of the county where such land is situate, within twenty days after such order. Such appeals shall be made by serving a written notice of appeal upon the city clerk which shall specify the property of the appellant affected by such award and refer to the objection filed as aforesaid, thereupon said city clerk, at the expense of the appellant, shall make out and transmit to the clerk of the district court a copy of the record of the entire proceedings, and of the award of the appraisers as confirmed by the council and of the order of the council confirming the same, and of the objections filed by the appellant, as aforesaid, and of the notice of appeal, all certified by said city clerk to be true copies, within ten days after the taking of such appeal. But if more than one appeal be taken from any award, it shall not be necessary that the city clerk in appeals subsequent to the first, shall send up anything but a certified copy of the appellant's objections. There shall be no pleading on any appeal, but the court shall determine in the first instance whether there was in the proceedings any such irregularity or omission of duty prejudicial to the appellant and specified in his written objection that as to him the award or assessment of the appraisers ought not to stand, and whether said appraisers had jurisdiction to take action in the premises.

Twelfth. The case may be brought on for hearing on eight days' notice, at any general or special term of the court, and the judgment of the court shall be to confirm or annul the proceedings, only so far as the said proceedings affect the property of the appellant proposed to be included in said district or damaged or assessed, and described in said written objection. In case the amount of damages or benefits assessed is complained of by such appellant, the court shall, if the proceedings be confirmed in other respects, appoint three disinterested qualified voters, appraisers to reappraise said damages, and reassess benefits as to the property of appellant. The parties to such appeal shall be heard by said court upon the appointment of such appraisers, and the court shall fix the time and place of meeting of such appraisers, they shall be sworn to the faithful discharge of their

duties as such appraisers, and shall proceed to view the premises and to hear the parties interested, with their allegations and proofs pertinent to the question of the amount of damages or benefits; such appraisers shall be governed by the same provisions in respect to the method of arriving at the amount of damages or benefits and in all other material respects as are in this chapter made for the government of appraisers appointed by said council. They shall, after the hearing and view of the premises, make a report to said court of their award of damages and assessment of benefits in respect to the property of such appellant. The award shall be final unless set aside by the court. The motion to set aside shall be made within fifteen days. In case such report is set aside, the court may, in its discretion, recommit the same to the same appraisers, or appoint new appraisers as it shall deem best; said court shall allow to said appraisers a reasonable compensation for their services, and make such award of costs on such appeal, including the compensation of such appraisers as it shall deem just in the premises, and enforce the same by execution. In case the court shall be of the opinion that such appeal was frivolous or vexatious, it may adjudge double costs against such appellant. An appeal may be taken to the supreme court of the state from any final decision of the district court in said proceedings.

Sec. 4. Maps and plats of restricted districts to be made.—As soon as such condemnation proceedings have been completed, it shall be the duty of such council to cause maps or plats of such restricted residence district to be made, with a list of the parcels of land within such district, and to file one of such maps and list duly certified by the president of the council and the city clerk, in each of the following offices, to-wit, the office of the city engineer, the office of the register of deeds of the county and the office of the city clerk, and the same shall be prima facie evidence of the full and complete condemnation and establishment of said restricted residence district. As soon as the assessments are confirmed, the city clerk, or the clerk of the district court, as the case may be, shall transmit a copy thereof duly certified, to the county auditor of the county in which the lands lie. The county auditor shall include the same in the next general tax list for the collection of state, county and city taxes, against the several tracts or parcels of land, and said assessments shall be collected with and as a part of, and shall be subject to the same penalties, costs and interest, as the general taxes. Such assessments shall be set down in the tax books in an appropriate column to be headed "Restricted Residence District Assessments," and when collected a separate account thereof shall be kept by the county auditor, and the same shall be transmitted to the treasurer of the city, and placed to the credit of the proper fund.

Sec. 5. Power to enact ordinances for enforcement of rights given to council.—The council shall have the power to enact ordinances for the enforcement of the rights which shall be acquired under this act, and to fix penalties for their violation, including a fine not exceeding one hundred dollars (\$100) or confinement in the city workhouse not exceeding ninety (90) days. Violations of the ordinances may be prosecuted in the municipal court of the city.

Sec. 6. Buildings declared a nuisance.—Any building or structure erected, altered, repaired or used in violation of this act or any ordinance passed under it, shall be deemed a nuisance and may be abated at the suit of the city in a civil action. The city may maintain actions for injunction to prevent violation of the act and of the ordinances passed in pursuance hereof. Owners of land and others interested in land within the district may also maintain similar actions of abatement and for injunction.

Sec. 7. Application.—This act shall also apply to cities existing under a charter framed pursuant to Section 36, Article IV of the Constitution of the State of Minnesota.

Approved April 16, 1915.

CHAPTER 129—S. F. No. 64.

An Act to amend Section 2, Chapter 88, of the General Laws of Minnesota for the year 1911, entitled: "An Act fixing and regulating the salaries, compensation, duties and help of county attorneys, in counties having, or which may hereafter have, a population of not less than 200,000, and less than 275,000."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Assistant county attorney for Ramsey county commissioners and stenographer for assistant attorney.—Section 2 of Chapter 88 of the General Laws of Minnesota for the year 1911 is hereby amended so as to read as follows:

"Sec. 2. Such county attorney shall appoint and employ one assistant known as first assistant county attorney who shall be paid a salary of three thousand dollars per annum. *One assistant known as attorney for county commissioners who shall be paid a salary of two thousand dollars per annum*, one assistant known as second assistant county attorney who shall be paid a salary of twenty-two hundred dollars per annum, one assistant known as third assistant county attorney who shall be paid a salary of eighteen hundred dollars per annum, and one stenographer who shall be paid a salary of *nine hundred dollars per annum*.

Sec. 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 130—S. F. No. 113.

An Act legalizing outstanding orders issued by any independent school district for the purpose of paying for expenses incurred in and in connection with erecting a high school building, installing therein heating, ventilating and plumbing plants, and equipping, and furnishing it, and constructing necessary sewers in connection therewith.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Outstanding orders issued by certain independent school districts legalized.**—All outstanding orders heretofore issued within one year prior to the passage of this act by any independent school district, being wholly within any county of this state not exceeding in area 800 square miles, for the purpose of paying and defraying the expenses incurred in connection with the erection and construction of a high school building, and all expenses incurred, and all orders issued within said time, in connection with the installing and placing therein of heating, ventilating, and plumbing plants, and equipping, and furnishing such building with apparatus and school furniture, and in constructing and furnishing necessary sewerage in connection with said building, are hereby legalized and validated and made the legal and valid indebtedness of the school district so incurring such indebtedness or issuing such orders.

Sec. 2. **Not to affect pending actions.**—This act shall not affect any action or proceeding now pending in any court of this state involving the legality of any such order, warrant or item of expense.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 131—S. F. No. 128.

An Act to amend Section 3338, Revised Laws of 1905, same being Section 6825. General Statute of 1913, relating to conveyances by husband or wife of insane and incompetent persons.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Conveyance of estate of insane persons by spouse and guardian.**—That Section 3338, Revised Laws of 1905, same

being Section 6825, General Statute 1913, be and the same hereby is amended so as to read as follows:

Sec. 3338. The husband or wife of any person who has been adjudged *by a probate court of this state to be* insane or incompetent to transact his or her business or manage his or her estate, and of whose person or estate, or both, a guardian has been appointed by such court, may, with such guardian's approval, by separate deed convey any real estate, the title to which is in such husband or wife, as fully as he or she could do if unmarried, provided that, in any such case, a duly certified copy of the letters of guardianship of such guardian shall be recorded in the office of the register of deeds of the county in which such real estate is situated and the approval of such conveyance by such guardian shall be in writing, after being first authorized so to do by an order of such probate court, and shall be endorsed on the instrument of such conveyance. Without such approval of such guardian, a conveyance by such husband or wife shall not affect the rights of the insane or incompetent spouse.

Provided further, that in any case where no guardian has been appointed of the person or estate of such insane or incompetent spouse and such insanity or incompetency has existed for three years subsequent to the adjudication of the insanity or incompetency of such insane or incompetent spouse, then and in such event, the husband or wife of such insane or incompetent person may convey any real estate, the title to which is in such husband or wife, as fully as he or she could do if unmarried.

Provided further, that this section shall not authorize the conveyance of a homestead unless the guardian of the person or estate of such insane or incompetent person has been appointed by the probate court of the proper county and such guardian shall consent in writing to such conveyance, by endorsement thereon, after being first authorized so to do, by order of such probate court.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 132—S. F. No. 138.

An Act relating to cities of the first class and the government of parks and parkways heretofore established by such cities within or without the corporate limits and the regulation of the use of navigable lakes bounded by such parks or parkways.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Regulating the use of parks and parkways in Minneapolis.**—The Board of Park Commissioners of each city of the

first class not organized under Section 36, Article 4 of the State Constitution, shall have power to regulate the use of parks and parkways heretofore actually acquired in the name of the city whether within or without the corporate boundaries, and may adopt ordinances to secure the quiet, orderly and suitable use and enjoyment of such parks and parkways by the people and fix and ordain penalties for the violation thereof, which ordinances shall take effect from and after the publication thereof in the official newspaper of the city. The penalties for such violation may include fines not exceeding one hundred dollars (\$100) or confinement in the city workhouse not exceeding ninety (90) days.

Sec. 2. Regulation of use of waters of lakes in parkways given to park commissioners.—Whenever such parks or parkways, or both, embrace the entire shore of any navigable lake, the board of park commissioners may regulate the use of the waters of such lake, and for that purpose adopt ordinances and prescribe penalties for the violation as provided in Section 1.

Approved April 16, 1915.

CHAPTER 133—S. F. No. 172.

An Act to amend Section 824 General Statutes of 1913, relating to the employment of deputies and clerks in the offices of county auditors in all counties in this state having a population of not less than 220,000 inhabitants and less than 275,000 inhabitants, and to fix the salaries of county auditors, their deputies and clerks in such counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Deputy auditor of Ramsey county to receive a salary of \$2,500, and chief clerk and draughtsman provided for.—That Section 824, General Statutes of 1913, be and the same is hereby amended to read as follows:

Sec. 824. That in all counties in this state that now have or may hereafter have, according to last completed state or national census, a population in each of not less than two hundred and twenty thousand (220,000) inhabitants and less than three hundred thousand (300,000) inhabitants, the salary of the county auditor shall be and is hereby fixed as at the rate of four thousand five hundred dollars per annum, and in all such counties the auditor shall appoint and employ one chief deputy who shall be paid at the rate of *two thousand five hundred dollars per annum*; one deputy and commissioners clerk, who shall be paid at the rate of one thousand eight hundred dollars per annum; one deputy and bookkeeper who shall be paid at the rate of one thousand eight hundred dollars per annum; *one chief clerk and*

draughtsman who shall be paid at the rates of one thousand five hundred dollars per annum; one deputy who shall be paid at the rate of one thousand five hundred dollars per annum; one settlement clerk and assistant bookkeeper who shall be paid at the rate of one thousand two hundred dollars per annum; three counter deputies who shall be paid at the rates of one thousand one hundred dollars per annum; five general clerks who shall be paid at the rates of one thousand dollars per annum; one stenographer who shall be paid at the rate of nine hundred dollars per annum; which above named salaries shall be payable out of the county treasury in equal monthly installments except as hereinafter provided.

Provided, that any such county auditor shall have authority to command and employ, without additional compensation to that of such deputy or other employe's usual compensation and when, and as often and to such extent as said county auditor may deem proper, the services of any deputy or other employe in said county auditor's office for any work of said office, whether or not such work be the usual work of such deputy or other employe, or be partly or wholly the usual or proper function of some other deputy or employe.

And provided, further, that any such county auditor may, during any year, at his discretion and as often and for as long as he sees fit, reduce the number of said six general clerks, and that the salary amounts which may be saved, together with whatever has been saved during such year through necessary vacancies among other deputies, clerks and assistants of said county auditor's office, may to any extent needful in said county auditor's judgment, be used in same year by him in hiring extra clerks at the same rate of pay respectively as each of said general clerks, for any of the regular work of his office when the same is greater or more hurried than is common throughout the year.

Approved April 16, 1915.

CHAPTER 134—S. F. No. 196.

An Act to amend Chapter one hundred forty-nine (149) of the General Laws of Minnesota for 1911, relating to the appointment and salary of a bailiff of the juvenile division of the district court in certain counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Bailiff of juvenile court of Ramsey county to receive \$200 additional for serving the summons, etc.**—That Section 1 of Chapter 149 of the General Laws of Minnesota for 1911, be and the same is hereby amended so as to read as follows:

Sec. 1. In counties having not less than two hundred thousand (200,000) nor more than two hundred and seventy-five (275,000) a bailiff of the juvenile division of the district court shall be appointed by the district judge of the juvenile division of the district, of said county, and in determining at any time, to which counties this act is applicable reference shall only be had to the state census then last taken.

He shall serve four (4) years, unless removed by said judge for cause.

Such bailiff shall be under the direction of the judge of the juvenile division of the district court, and he shall be in attendance at all sessions of said court, and he shall serve all summons, writs, warrants and process issued out of said court, and perform such other duties as directed by the judge of said juvenile court.

There shall be paid to said bailiff, in addition to the salary hereinafter provided for, the sum of two hundred dollars (\$200.00) per annum, payable in equal monthly installments, as and for his necessary expenses in serving summons, subpoenas, writs and processes issued out of said court, and in bringing persons before the court under processes or under the direction of said judge of said district court.

The salary of said bailiff in any county in this state now or hereafter having not less than two hundred thousand (200,000) nor more than two hundred and seventy-five thousand (275,000) inhabitants, is hereby fixed at one thousand dollars (\$1,000) per annum, and shall be paid out of the county treasury in equal monthly installments.

Approved April 16, 1915.

CHAPTER 135—S. F. No. 218.

An Act to amend Sections 874 and 875, General Statutes of Minnesota 1913, fixing salaries of county treasurers in counties having, or which may hereafter have, a population of 200,000 inhabitants or over and not more than 300,000 inhabitants and furnishing help and compensation for said help in county treasurers' office in such counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salaries of county treasurer of Ramsey county and staff of assistants.**—That Sections 874 and 875 General Statutes of Minnesota 1913, be and the same are hereby amended so as to read as follows:

Sec. 874. The county treasurer of each county in this state having or which may have hereafter a population of 200,000 inhabitants or over, and not more than 300,000 inhabitants, shall

be paid a salary of four thousand and five hundred dollars (\$4,500.00) per annum.

Sec. 875. The county treasurer of each county shall appoint and employ one chief deputy, who shall be paid the sum of two thousand *five hundred* dollars (\$2,500.00) per annum; one deputy who shall have charge of the statement department, who shall be paid the sum of twelve hundred dollars (\$1,200.00) per annum; one deputy who shall have charge of the settlement and collection registers, who shall be paid the sum of twelve hundred dollars (\$1,200.00) per annum; eight clerks who shall be paid the sum of one thousand dollars (\$1,000.00) per annum each; one cashier or teller, who shall be paid the sum of two thousand dollars (\$2,000.00) per annum; one deputy who shall have charge of the inheritance and mortgage tax collections, who shall be paid the sum of twelve hundred dollars (\$1,200.00) per annum; one accountant or bookkeeper who shall be paid the sum of fifteen hundred dollars (\$1,500.00) per annum.

He may employ also such other additional or extra help as the business of his office may require during each year, providing that no such other person or extra help so employed, shall be paid compensation greater than at the rate of one hundred dollars (\$100.00) per month and that the entire compensation for such extra help shall not exceed *Four* thousand dollars (\$4,000.00) in any one year. Any of said *Four* thousand dollars (\$4,000.00) appropriated for such extra help remaining unexpended in any one year, shall be turned back to the general fund.

Approved April 16, 1915.

CHAPTER 136—S. F. No. 297.

An Act amending Section 7215 of the General Statutes of Minnesota for the year 1913, relating to salaries and clerk hire in probate courts in counties having less than one hundred thousand inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salary of judge of probate of Stearns county.**—That section 7215 of the General Statutes of Minnesota of 1913, be amended so as to read as follows:

“7215. In all counties of this state in which the compensation of judges of probate is not fixed by special law, probate judges shall receive in full compensation for all services rendered by the annual salaries based on the then last preceding completed state or national census, and on the then last preceding assessed valuation of real and personal property, as fixed by the Minnesota state tax commission, as follows: In counties whose population is less than six thousand, six hundred dollars; if

the population is six thousand and less than nine thousand, eight hundred dollars, and in addition thereto fifty dollars for every one million dollars assessed valuation not to exceed two hundred dollars; if the population is nine thousand and less than thirteen thousand, nine hundred and fifty dollars, and in addition thereto fifty dollars for every one million assessed valuation not to exceed three hundred dollars; if the population is thirteen thousand and less than seventeen thousand, eleven hundred fifty dollars, and in addition thereto fifty dollars for every one million dollars assessed valuation not to exceed four hundred dollars; if the population is seventeen thousand and less than twenty-two thousand, thirteen hundred dollars, and in addition thereto fifty dollars for every one million dollars assessed valuation not to exceed five hundred dollars; if the population is twenty-two thousand and less than twenty-eight thousand, fourteen hundred fifty dollars, and in addition thereto fifty dollars for every one million dollars assessed valuation not to exceed six hundred and fifty dollars; if the population is twenty-eight thousand and less than thirty-six thousand, sixteen hundred dollars, and in addition thereto fifty dollars for every one million dollars assessed valuation not to exceed eight hundred dollars; if the population is thirty-six thousand and less than forty-five thousand, eighteen hundred dollars, and in addition thereto fifty dollars for every million dollars assessed valuation not to exceed one thousand dollars; if the population is forty-five thousand and less than one hundred thousand, *two thousand dollars, and in addition thereto fifty dollars for every million dollars assessed valuation not to exceed one thousand dollars*; provided that in counties whose population is less than seven thousand the salary of the judge of probate shall not exceed eight hundred dollars.

In addition to the foregoing salaries, annual compensation for clerk hire for probate judges shall be as follows: In all counties having a population of less than twelve thousand, the county board may allow clerk hire in an amount not to exceed one fourth of the salary of the probate judge; if the population is twelve thousand and less than twenty-two thousand, three hundred dollars, and such further sum as the county board may allow, not to exceed nine hundred dollars; if the population is twenty-two thousand and less than forty-five thousand, four hundred eighty dollars, and such further sum as the county board may allow, not to exceed twelve hundred dollars; if the population is forty-five thousand and less than one hundred thousand, fourteen hundred dollars.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 137—S. F. No. 348.

An Act to amend Chapter 361 of the general laws of 1909, as amended by Chapter 203 of the general laws of 1913, entitled "An Act to fix and provide for the salaries of the sheriffs of counties now, or hereafter having, not less than 200,000 nor more than 275,000 inhabitants, to fix and provide for the number of deputies and other employes of any such sheriff, their salaries, the duties to be performed by them, their appointment and removal, and the payment of the expenses incurred by him or them."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Ten deputy sheriffs for Ramsey county and salaries to be paid.**—That Section 2, Chapter 361 of the General Laws of the State of Minnesota for the year 1909, as amended by Section 2 of Chapter 203 of the General Laws of the State of Minnesota for the year 1913, is hereby amended so as to read as follows:

"Sec. 2. Such sheriff shall appoint and employ the following deputies, assistants and employees: One chief deputy, who shall be paid a salary of two thousand dollars per annum; one bookkeeper, who shall be a deputy sheriff, who shall be paid a salary of one thousand, five hundred dollars per annum; one assistant bookkeeper, who shall be a deputy sheriff, who shall be paid a salary of nine hundred dollars per annum; one stenographer, who shall be paid a salary of nine hundred dollars per annum; *seven* deputy sheriffs, who shall be known as outside deputies, each of whom shall be required to pay his own traveling expenses within such county; *three* of said deputies shall be paid each, a salary of one thousand, five hundred dollars per annum; one of said deputies shall be paid a salary of one thousand, three hundred dollars per annum, and it shall be the duty of such deputy in addition to such other duties, as may be assigned to him, to care for all insane persons in the custody of the sheriff, and to attend upon the sessions of the probate court in and for said county; three of said deputies, shall be paid, each, a salary of one thousand, two hundred dollars."

Sec. 2. This Act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 138—S. F. No. 359.

An Act relating to insurance corporations, prescribing the capital stock required, the kinds of business such corporations may transact, and for the repeal of Chapter 418, laws of 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Property which may be insured by insurance companies organized under the laws of Minnesota.—Insurance corporations shall be authorized to transact in any state or territory in the United States, in the Dominion of Canada, and in foreign countries, when specified in their charters or certificates of incorporation, any of the following kinds of business, upon the stock plan, or upon the mutual plan when the formation of such mutual companies is otherwise authorized by law:

1. To insure against loss or damage to property on land and against loss of rents and rental values, lease-holds of buildings, use and occupancy and direct or consequential loss or damage caused by change of temperature resulting from the destruction of refrigerating or cooling apparatus, or any of its connections, by fire, lightning, windstorm, tornado, cyclone, earthquake, hail, frost or snow and loss or damage to property by explosion, whether fire ensues or not, except explosions on risks specified in subdivision 3 of this section, also against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers, pumps or other apparatus erected for extinguishing fires, and of water pipes, and against accidental injury to such sprinklers, pumps or other apparatus.

2. To insure vessels, freights, goods, wares, merchandise, species, bullion, jewels, profits, commissions, bank notes, bills of exchange, and other evidences of debt, bottomry and respondentia interest, and every insurance appertaining to or connected with marine risks and risks of transportation and navigation, including the risks of lake, river, canal and inland transportation and navigation.

3. To insure steam boilers and pipes, fly-wheels, engines and machinery connected therewith or operated thereby, against explosion and accident, and against loss or damage to persons or property resulting therefrom, and against loss of use and occupancy caused thereby; and to make inspection of and to issue certificates of inspection upon such boilers, pipes, fly-wheels, engines and machinery.

4. To make contracts of life and endowment insurance, to grant, purchase, or dispose of annuities or endowments of any kind, and to insure against accidents to or sickness of the assured.

5. To insure against loss or damage by the sickness, bodily injury or death by accident of the assured, or of any other person employed by or for whose injury or death the assured is responsible.

6. To guarantee the fidelity of persons in fiduciary positions, public or private, or to act as surety on official and other bonds, and for the performance of official or other obligations.

7. To insure owners and other interested in real estate against loss or damage, by reason of defective titles, incumbrances, or otherwise.

8. To insure against loss or damage by breakage of glass, located or in transit.

9. To insure against loss by burglary, theft or forgery.

10. To insure against loss from the death of domestic animals and to furnish veterinary service.

11. To guarantee merchants and those engaged in business, and giving credit, from loss by reason of giving credit to those dealing with them; this shall be known as credit insurance.

12. To insure against loss or damage to automobiles or other vehicles and their contents, by collision, fire, burglary or theft, and other perils of operation, and against liability for damage to persons, or property of others by collision with such vehicles, and to insure against any loss or hazard incident to the ownership, operation or use of motor or other vehicles.

13. To insure against liability for loss or damage to the property of another caused by the insured or by those for whom the insured is responsible.

14. To insure against any loss or damage resulting from accident or injury suffered by any person, occurring in the practice of medicine, or surgery or in the dispensing of drugs or medicine, for which loss or damage the insured may be legally liable.

15. To make contracts providing that upon the death of the assured, a funeral benefit will be paid or a funeral service furnished, the aggregate amount or value of which shall not exceed \$150 upon any one life.

The paid up capital stock of every such corporation authorized to transact the kinds of business enumerated in subdivisions 1 to 15 of this section shall not be less than specified below:

Subdivision 1, \$100,000.

Subdivision 2, \$100,000.

Subdivision 3, \$100,000.

Subdivision 4, \$100,000.

Subdivision 5, \$100,000.

Subdivision 6, \$250,000, and a surplus constantly maintained of at least \$50,000.

Subdivision 7, \$200,000.

Subdivision 8, \$100,000.

Subdivision 9, \$100,000.

Subdivision 10, \$100,000.

Subdivision 11, \$100,000.

Subdivision 12, \$100,000.

Subdivision 13, \$100,000.

Subdivision 14, \$100,000.

Subdivision 15, \$10,000.

Companies organized to transact the business specified in Subdivision 15 shall be subject to all the provisions of law relating to legal reserve life insurance companies, except that the de-

posit with the commissioner of insurance shall be \$10,000 and that such company shall have secured at least one hundred applications, upon one hundred separate lives, for insurance aggregating at least \$10,000. Such companies shall issue only non-participating policies, which shall be construed as industrial policies.

Any such corporation having a paid up capital stock of not less than \$200,000 and a surplus of not less than \$50,000 constantly maintained may, when authorized by its articles of incorporation, transact any or all of the kinds of business specified in subdivisions 1 to 15 inclusive, excepting those specified in subdivisions 1, 2, 4, 6 and 15.

Any such corporation having a paid up capital stock of not less than \$200,000, may transact the kinds of business specified in subdivisions 1, 2 and 12 of this section.

Any such corporation having a paid up capital stock of not less than \$200,000, and authorized to transact the kinds of business specified in subdivision 4 of this section may also transact the kinds of business specified in subdivision 5.

Any such corporation, having a paid-up capital stock of not less than \$250,000, and a surplus of not less than \$50,000 constantly maintained, when authorized to transact the kinds of business specified in subdivision 6, may also transact the kinds of business specified in subdivisions 7, 8, 9, 10, 11, 12, 13 and 14.

Sec. 2. Retaliatory provisions against other states.—Whenever the laws of any other state, territory or country prohibit the organization of or do not provide for the organization of or the licensing in such state, territory or country of a class or kind of insurance companies or associations organized under the laws of this state and authorized to transact the business of insurance in this state, then companies or associations of the same kind or class of such other state, territory or country shall not be licensed to do business in this state.

This provision shall not apply to companies or associations organized under the laws of another state now licensed to do business in this state.

No insurance company or association or fraternal beneficiary association, not specifically exempted therefrom by law, shall transact the business of insurance in this state unless it shall hold a license therefor from the commissioner of insurance.

Chapter 418 of the laws of 1913 is hereby repealed.

Approved April 16, 1915.

CHAPTER 139—S. F. No. 371.

An Act fixing the salary of the county auditor and the clerk hire of the county auditor and the county treasurer in counties now or hereafter having not less than fifty nor more than seventy

congressional townships, and having at any time an assessed valuation of not more than three million dollars.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salary of county auditor in Lake or Cook county.**—In each county of this state now or hereafter containing not less than fifty congressional townships and not more than seventy congressional townships and having at any time an assessed valuation of not more than three million dollars, as finally equalized by the state tax commission each year, the county auditor shall receive a salary of fifteen hundred (\$1,500.00) dollars a year, payable in equal monthly instalments out of the county treasury.

Sec. 2. **Clerk hire for auditor and treasurer.**—The sum of nine hundred (\$900.00) dollars per annum shall be allowed the county auditor and the sum of four hundred eighty (\$480.00) dollars per annum shall be allowed the county treasurer of any such county for clerk hire, in such offices, which clerk hire, or so much thereof as shall be found necessary, shall be paid in equal monthly instalments in the same manner as the salary of other employees of such county to the persons actually rendering the services as such clerks.

Sec. 3. **Application.**—This section shall not apply to any county where the salary or clerk hire of such county officials are now fixed by special law.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 140—S. F. No. 390.

An Act authorizing counties to reimburse county agricultural societies for moneys expended in acquiring title to lands to be used for county fair purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **St. Louis county to reimburse county agricultural society for purchase of lands for county fair purposes.**—Whenever any county agricultural society or officer thereof has heretofore contributed funds for the purchase or condemnation of lands used for county fair purposes and title to such lands has been conveyed to the county, the county board of any such county is hereby authorized and empowered to appropriate to such society or officer thereof making such contribution an amount equal to the moneys so contributed by it or such officer in acquiring such land, such appropriation not to exceed in any event, the sum of three thousand dollars (\$3,000.00).

Section 2. This act shall be in force and effect from and after its passage.

Approved April 16, 1915.

CHAPTER 141—S. F. No. 392.

An Act to amend Section 1 of Chapter 216, General Laws of Minnesota for 1911, entitled "An Act relating to the salaries of county superintendents, appointment of assistant superintendents and fixing their salaries and repealing Sections 600 and 1387 of the revised laws of 1905."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salary of county superintendent and assistant to be based on number of schools prior to consolidation.**—That Section 1 of Chapter 216 General Laws of Minnesota for 1911, be, and the same is hereby, amended so as to read as follows:

Sec. 1. Salaries of county superintendents, except as hereafter provided shall be fixed by the county board, and shall not be less than a sum equal to fifteen dollars (\$15.00) or twelve dollars and fifty cents (\$12.50) as herein provided for each organized public school in the county, to be reckoned pro-rata for the year from the time when a new school, organized in any district, begins. It shall be fixed at not less than fifteen dollars (\$15.00) for each public school in the county, until the salary, reckoned on that basis, reaches one thousand dollars (\$1,000), and in counties where the salary, reckoned at fifteen dollars (\$15.00) per school, shall exceed one thousand dollars (\$1,000) it shall be reckoned on the basis of not less than twelve dollars and fifty cents (\$12.50) for each public school in the county, until the salary reaches two thousand dollars (\$2,000) but in no county shall the salary, reckoned on the basis of twelve dollars and fifty cents (\$12.50) for each school, be less than one thousand dollars (\$1,000). Provided, that when one or more school districts are hereafter discontinued in any county as a result of consolidation, *or when school in any school-building is or has been discontinued as a result of consolidation and the children usually attendant thereat are transported to another school in the same or adjoining district by the school authorities, then hereafter the salary of the county superintendent shall be reckoned and an assistant or assistant superintendent, if any, shall be appointed on the basis of the number of schools before such consolidation, or discontinuance, was made.* If any county, except as otherwise provided in this Act, the salary of the county superintendent may be fixed by the county board at such sum higher than two thousand dollars (\$2,000) as the county board shall determine.

The provisions of this section shall apply to all counties in this state excepting (1) those having a population of one hundred and fifty thousand or more, in which the salary of the county superintendent and the appointment and salary of his assistant shall remain as now fixed by law referring to such counties, and

(2) other counties where the salary of county superintendent is now fixed by special law in which last-named counties the salary of the county superintendent shall be fixed by such special law, but all other provisions of this act shall apply to such last-named counties.

The term "school" as used in this act shall be understood to mean a school building in which a public school is held.

Approved April 16, 1915.

CHAPTER 142—S. F. No. 482.

An Act fixing the salaries of clerks and clerk hire in probate courts in the State of Minnesota, in counties having a population of not less than 220,000 and not over 325,000 inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salaries of clerk of probate and office assistants in counties having 220,000 and not over 325,000 inhabitants.—That the salary of the clerk and employees of probate courts in all counties of this state having according to the then last completed state or national census the population of not less than 220,000 inhabitants and not more than 325,000 inhabitants is hereby fixed as follows: The clerk of probate at the sum of twenty-seven hundred and fifty dollars (\$2,750) per annum, a deputy clerk in the sum of eighteen hundred dollars (\$1,800) per annum, one clerk the duties of which shall be to act as secretary to the judge of probate in all matters pertaining to his official duties who shall be paid the sum of fifteen hundred dollars (\$1,500) per annum, and inheritance tax clerk at the sum of fifteen hundred dollars (\$1,500) per annum, a registration clerk at the sum of fifteen hundred dollars (\$1,500) per annum, a file clerk at the sum of twelve hundred dollars (\$1,200) per annum, and two (2) general clerks at one thousand dollars (\$1,000) per annum each, all of said salaries shall be paid in equal monthly installments out of the county treasury of such counties upon warrants of the county auditor.

Sec. 2. Census to govern act in application to county.—Whenever according to the then last state or national census the population of any county of this state, which now has a population of less than 220,000 inhabitants shall acquire not less than that number, such county shall at once become subject to the provisions of this act, and whenever according to such census the population of any county shall exceed 325,000 inhabitants or fall under 220,000 inhabitants, the provisions of this act at the expiration of ninety days from the final filing of the enumeration of such county shall not longer apply thereto.

Sec. 3. All acts or parts of acts inconsistent with this act are hereby repealed.

Approved April 16, 1915.

CHAPTER 143—S. F. No. 504.

An Act to amend Chapter 527 of the General Laws of Minnesota for 1913 entitled "An Act to provide for the erection of and the acquiring of a site for a building for the use of the Minnesota Historical Society and the supreme court and the state library of the State of Minnesota and for the purposes connected with the said society, court and library."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Building for historical society and other purposes.

—That Section 1 of said act be amended so as to read as follows:

Sec. 1. The state board of control is hereby authorized, empowered and directed to erect and complete a fire proof building for and adapted to the use of the Minnesota Historical Society and for the care, preservation and protection of the State Archives. *Provided that any part of said building not in use or actually needed for the purposes of said society may be used for other state purposes under the direction of the Governor.*

Sec. 2. **Location.**—That Section 2 of said act be amended so as to read as follows:

Sec. 2. Said building shall be located near the present capital building *where the same shall be convenient of access by the various state departments and the public.*

Sec. 3. **Building to be erected on site purchased by Historical Society.**—That Section 3 of said act be amended so as to read as follows:

Sec. 3. Said board of control is hereby authorized and empowered for the purpose of carrying this act into effect, and in the name and on behalf of the state, to select, enter upon, purchase, acquire or cause to be condemned any lands or promises, public or private, that may be necessary, convenient or proper for such site or any part thereof; and in case the owner or owners of such lands and the said board cannot agree as to the value thereof, then the attorney general upon application of said board, shall institute for and in behalf of the state, proceedings in condemnation as provided by law for condemning and acquiring such property for the use of the state, for state institutions or other purposes. *Provided, that in the event the Minnesota Historical Society shall purchase and convey or cause to be conveyed to the state, within the period of ninety days from the approval of this act, grounds for a site for such building, located near the present*

capitol building as above provided, then the building shall be erected upon the site so selected and conveyed, otherwise the same shall be erected upon the site selected by the board of control.

Sec. 4. Board of control to supervise construction.—That Section 4 of said act be amended so as to read as follows:

Sec. 4. The said board of control shall plan and construct said building as far as practicable, according to such plans therefor as may be proposed by said Historical Society.

Sec. 5. Donation by Historical Society accepted.—That Section 8 of said act be amended so as to read as follows:

Sec. 8. *Whereas, the Minnesota Historical society has offered to donate to the state the sum of seventy-five thousand (\$75,000.00) dollars, or so much thereof as may be needed to secure a proper site for said proposed building, and for the further purpose of equipping and furnishing that portion of said building to be used by it and in installing therein its museum, its library and other departments and exhibits, and*

Whereas, the said Society has already paid into the treasury of the state the sum of thirty-five thousand (\$35,000.00) dollars which has been used in the payment of the purchase of the grounds selected by said board of control as a site for said building.

Such donation is hereby accepted, and in case the said Society shall elect to provide and present to the state other grounds for the location of said building, as it is hereinbefore authorized to do, the amount actually paid therefor shall also be credited to the Society upon such donation, upon the certificate of the president of said society, attested by the secretary, showing the actual amount paid in cash for such site, which said certificate shall be filed with the state treasurer.

Provided, that any sum or sums or the proceeds thereof in excess of the amount actually expended by said Society for the purchase of a site upon which said building shall be erected shall be paid by said Society into the state treasury and be employed for the purpose of equipping and furnishing that portion of said building to be used by said Society and installing therein its library, museum and other departments and exhibits.

Provided further, that in no case shall any money be paid, or liability incurred, by the state,—out of said appropriation of \$500,000.00, or otherwise, for the purpose of acquiring a site for such building.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 144—S. F. No. 522.

An Act to amend Chapter 224 of the General Laws of Minnesota for the year 1913, being "An Act fixing the salaries, compensation and help of the county assessor in counties having, or which may hereafter have a population of not less than two hundred thousand (200,000) and less than two hundred seventy-five thousand (275,000) and providing for the payment thereof."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salary of assessor of Ramsey county.—Section 1 of Chapter 224 of the General Laws of Minnesota, for the year 1913, is hereby amended so as to read as follows:

"Sec. 1. The salary of the county assessor of each county of this state, having, or which may hereafter have a population of not less than two hundred thousand (200,000) inhabitants and less than two hundred seventy-five thousand (275,000) inhabitants, shall be four thousand *two hundred and fifty* dollars (\$4,250) per annum."

Sec. 2. Salary of chief deputy.—Section 2 of said Chapter 224 of the General Laws of Minnesota, for the year 1913, is hereby amended so as to read as follows:

"Sec. 2. Such county assessor shall appoint and employ one chief deputy, who shall be paid a salary of two thousand *two hundred* dollars (\$2,200) per annum.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 145—S. F. No. 653.

An Act amending Section 1053, General Statutes of Minnesota for 1913, relating to the salary and clerk hire of the judge of probate in all counties having a population of not less than 150,000 inhabitants and not over 200,000 inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salary of judge of probate of St. Louis county and also of clerks.—That Section 1053 of the General Statutes of Minnesota for 1913, be amended so as to read as follows:

Sec. 1053. The salary of the judge of probate of all counties which now have, or which may hereafter have, a population of over one hundred and fifty thousand inhabitants and less than two hundred thousand inhabitants shall be \$3,600 per annum.

In addition to said salary the actual compensation for clerk hire in the office of such judge shall not exceed \$6,500, of which *not more than \$2,400* shall be for the salary of the clerk of said court and *not more than \$1,500* shall be for the salary of a deputy

clerk of said court, and the balance for additional clerical and stenographic hire.

In addition to the above fixed salaries the county board of commissioners shall audit and allow the actual and necessary expenditures incurred by such judge of probate and an attendant clerk in the performance of official duties outside the limits of the county seat.

Approved April 16, 1915.

CHAPTER 146—S. F. No. 693.

An Act authorizing cities in the State of Minnesota now or hereafter having a population of over 50,000 inhabitants, to levy a tax of one-tenth of a mill in excess of charter limitations, for the purpose of erecting soldiers' monuments.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. One-tenth of a mill additional tax for Duluth for one year.—Any city in this state now or hereafter having a population of over fifty thousand inhabitants, is hereby authorized to levy a tax, for one year only, amounting to one-tenth of a mill on each dollar of taxable property in said city, in excess of any limitations now provided by the charter of such city.

Sec. 2. Proceeds to be used for erecting a monument to soldiers of Civil War.—The amount of such tax, collected as provided in Section 1 hereof, shall be used exclusively for the purpose of erecting a monument in said city commemorating the soldiers of the Civil War.

Sec. 3. To be expended under direction of governing body of Duluth.—Whenever a tax has been collected, as provided in Section 1 hereof, the amount thereby collected shall be expended for the aforesaid purpose, under the direction of the governing body of said city.

Sec. 4. Application.—This act shall apply only to cities having charters adopted under Section 36, Article 4, of the Constitution of the State of Minnesota.

Sec. 5. To be levied before Dec. 31, 1916.—No city shall have authority to levy any tax herein provided for after December 31, 1916.

Approved April 16, 1915.

CHAPTER 147—S. F. No. 719.

An Act to amend Section 3114, General Statutes of Minnesota for the year 1913, relating to the granting of licenses for the sale of intoxicating liquor within this state.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Liquor licenses not be granted to owners of road-houses.**—That Section 3114 of the General Statutes of Minnesota for the year 1913, be and the same is hereby amended so as to read as follows:

3114. *No license to sell intoxicating liquor within this state shall be issued or granted, except in incorporated cities, villages and boroughs. Such license may be granted by the council of any such city, village or borough. Every such license shall be for one year from its date, unless sooner annulled, shall specify the room in which sales are allowed, and shall state that the person named is authorized to sell such liquor only in such place and at the time, in the manner, and to the persons allowed by law.*

Approved April 16, 1915.

CHAPTER 148—S. F. No. 727.

An Act providing for the charging off and canceling of uncollected and uncollectible balances due from defunct banks in certain cases to counties having a population of three hundred thousand (300,000) or over.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Auditor and treasurer to cancel uncollected balance against insolvent banks in Hennepin county.**—In all counties in this state now or hereafter having a population of three hundred thousand (300,000) or over, if the county board determines by resolution that balances due from banks that were county depositaries, and which banks suspended and became defunct prior to 1895, are uncollectible against said banks, their sureties and their stockholders, it may authorize and direct the county auditor and the county treasurer to charge off and cancel all such uncollected and uncollectible balances upon their respective books and records, and to charge such canceled amounts against the state, the county and cities within said county in proportion to the amount each had on deposit in said banks at the time of their suspension.

Approved April 16, 1915.

CHAPTER 149—S. F. No. 748.

An Act authorizing the board of education in cities of the State of Minnesota of over 50,000 inhabitants to provide by resolution for the prompt payment of bills rendered for goods purchased for school purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Payment of bills by Minneapolis board of education.—The board of education in every city of this state having over fifty thousand inhabitants and not governed under a charter adopted pursuant to Section 36, Article 4, of the state constitution, notwithstanding any provision of law to the contrary, may hereafter provide by resolution for the payment of all current bills incurred by the board for goods, wares and merchandise purchased for school purposes, the purchase whereof has been duly authorized by the board, without awaiting a formal vote of the board directing the payment thereof.

Sec. 2. Re-payment in case of error or excessive amount.—Should any bills so paid prove to be erroneous or excessive upon examination made within ninety (90) days after payment, the payee thereof shall repay to the board of education on demand of the board or of the city attorney all such excess, or be subject to an action at law for double the amount thereof.

Sec. 3. Rules for protection against fraud, etc.—Such resolution may contain such further provisions as the board of education shall deem necessary to protect the board against fraud, irregularity and mistake in the matter of such purchases.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 150—S. F. No. 756.

An Act to authorize the county board of any county in this state to appropriate money for the improvement or maintenance of certain cemeteries.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Nicollet county board permitted to appropriate \$200 annually for maintenance of cemetery.—That the county board of any county in this state may appropriate to any cemetery association which was established prior to the year 1857 in such county, and in which cemetery such county owns lots, a sum of money not exceeding two hundred dollars (\$200.00) annually, for the maintenance or improvement of such cemetery.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 151—S. F. No. 779.

An Act fixing and regulating the salaries, compensation, duties and help of certain county officials in counties now having or which may hereafter have a population of not less than one hundred fifty thousand inhabitants and not more than two hundred thousand inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Salary of coroner in St. Louis county.—The county coroner of every county of this state now having or which may hereafter have a population of not less than 150,000 inhabitants and not more than 200,000 inhabitants, shall receive a salary of twenty-four hundred dollars (\$2,400.00) a year, payable in equal monthly installments as other county officers are now paid, which salary shall be in full compensation for all services rendered by such coroner.

Sec. 2. Salary of clerk to coroner.—The county coroner of any such county shall appoint and employ one clerk who shall be paid an annual salary of not more than seven hundred twenty dollars (\$720.00), which salary shall be paid in equal monthly installments as other employees of said county are paid.

Sec. 3. Provision for appointment of deputy.—The said coroner may also appoint such deputy coroners as in his judgment shall be necessary for carrying on the work of said office, but all such deputy coroners shall be duly licensed physicians under the laws of the state, shall be paid by the county coroner out of the salary received by him as such county coroner for all services performed as such deputy coroners within thirty miles of the county seat of any such county. For all services performed by any such deputy coroners residing more than thirty miles from the county seat of any such county, such deputy coroner shall receive such fees and mileage as are now provided by law for such services.

Sec. 4. To be re-imbursed for traveling expenses.—Such coroner, or any deputy coroner, residing within thirty miles of the county seat, shall be reimbursed for any necessary traveling expenses incurred in the discharge of his duties within any such county on duly itemized and verified bills therefor, filed with, audited and allowed by the county board of any such county as are other claims against such county.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 152—H. F. No. 21.

An Act to regulate telephone companies and to place them under the control and jurisdiction of the Railroad and Warehouse Commission.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Telephone companies placed under jurisdiction of Railroad and Warehouse Commission.**—The Railroad and Warehouse Commission, now existing under the laws of this state, is hereby vested with the same jurisdiction and supervisory power over telephone companies doing business in this state, as it now has over railroad and express companies, and wherever the term "Commission" is used in this Act, it shall mean said Railroad and Warehouse commission.

Sec. 2. **Construction of "Telephone Company."**—The term "Telephone Company" as used in this Act shall mean and apply to any person, firm, association or any corporation, private or municipal, owning or operating any telephone line or telephone exchange for hire wholly or partly within this state, or furnishing any telephone service to the public.

Sec. 3. **Chap. 28, R. L. 1905 made applicable.**—Except as otherwise provided in this Act, all the provisions of Chapter 28 of the Revised Laws of 1905 and acts amendatory thereof applying to railroad and express companies shall, in so far as the same are applicable apply also to telephone companies.

Sec. 4. **Rates to be fair and reasonable.**—It shall be the duty of every telephone company to furnish reasonably adequate service and facilities for the accommodation of the public, and its rates, tolls and charges shall be fair and reasonable for the intrastate use thereof. All unreasonable rates, tolls and charges are hereby declared to be unlawful.

Sec. 5. **Schedule of rates to be filed with the Commission.**—Upon the taking effect of this Act it shall be the duty of every telephone company to forthwith file with the commission a schedule of its exchange rates, tolls and charges for every kind of service, together with all rules, regulations and classifications used by it in the conduct of the telephone business, all of which shall be kept on file by the commission subject to public inspection. The commission shall require each telephone company to keep open for public inspection at designated offices, so much of said schedules and regulations as it deems necessary for the public information.

Sec. 6. **Commission to fix reasonable rates.**—Whenever such rates or schedules are found to be unreasonable by the commission, upon its own motion or upon complaint it shall prescribe reasonable rates to take the place of those found unreasonable and such new rates shall be filed in place of the rates or schedule superseded. No rates filed with the commission shall be changed

by any telephone company without an order of the commissioner sanctioning the same. It shall be unlawful for any telephone company to collect or receive a greater or less rate or charge for any intrastate service rendered by it than the rate or charge named in the schedules on file with the commission, and no new rate shall take effect till the date named by the commission which shall not be less than ten days after it is filed.

Sec. 7. Discrimination prohibited.—No telephone company or any agent or officer thereof shall, directly or indirectly, in any manner whatsoever, knowingly or wilfully, charge, demand, collect or receive from any person, firm or corporation, a greater or less compensation for any intrastate service rendered or to be rendered by it than it charges, demands, collects or receives from any other firm, person or corporation for a like and contemporaneous intrastate service under similar circumstances.

Sec. 8. Commission to prescribe uniform rules.—It shall be the duty of the commission to prescribe uniform rules and classifications pertaining to the conduct of intrastate telephone business and a system of accounting to be used by telephone companies in transacting said business, and it shall prescribe and furnish blanks and forms for reports, all of which shall conform as nearly as practicable to the rules, classifications, accounting systems and reports prescribed by the Interstate Commerce commission for the interstate business of like size companies.

The commission shall by correspondence, or conference where necessary, use its best endeavors toward establishing uniformity in practice in all matters pertaining to regulation of the business of telephone companies between the federal government and state government of this and adjacent states.

Sec. 9. All telephone companies to keep an office within the state.—Every telephone company subject to the provisions of this Act, wherever organized, shall keep an office in this state, and shall make such reports to the commission as it shall from time to time require. All books, records and files and all of its property shall be at all times subject to inspection by the commission; it shall close its accounts and take therefrom a balance sheet on December 31st each year, and on or before March 1st following, such balance sheet, together with such other information as the commission shall require, verified by an officer of the telephone company, shall be filed with the commission.

Sec. 10. Physical connections required.—Whenever public convenience requires the same, every telephone company shall, for a reasonable compensation, permit a physical connection or connections to be made, and telephone service to be furnished between any telephone exchange system operated by it and the telephone toll line or lines operated by another telephone company, or between its telephone toll line or lines and the telephone

exchange system of another telephone company, or between its toll line and the toll line of another telephone company whenever such physical connection or connections is practicable and will not result in irreparable injury to the telephone system so compelled to be connected. The term "physical connection" as used in this section, shall mean such number of trunk lines or complete wire circuits and connections as may be required to furnish reasonable and adequate service between such telephone lines and exchanges and shall not be deemed to provide for any connection whereby one line or circuit is to be bridged upon another line or circuit. In case of failure of the telephone companies concerned to allow or agree upon such physical connection or connections, or the terms and conditions upon which the same shall be made, application may be made to the commission for an order requiring such connection and fixing the compensation, terms and conditions thereof, and if after investigation and hearing the commission shall find that such physical connections will not result in irreparable injury to such telephone properties, it shall by order direct that such connections be made, and prescribe reasonable conditions and compensation therefor and for the joint use thereof, and by whom the expense of making and maintaining such connection or connections shall be paid. Whenever application is made to the commission requesting physical connection it shall be presumed that such connection is necessary, and that the public convenience will be promoted thereby, and the burden of overcoming such presumption shall be upon the party resisting such application. The telephone companies so connecting shall give service over the connecting line or lines without preference to or discrimination against any service or telephone company whatever.

Sec. 11. Free or reduced rates to officers, etc.—A telephone company may furnish service free or at reduced rates to its officers, agents or employees in furtherance of their employment, but it shall charge full schedule rates without discrimination for all other services. Provided that nothing herein shall release any telephone company from carrying out any contract now existing between it and any municipality for the furnishing of any service free or at reduced rates. Provided further that any contract for telephone service, at discriminatory rates, other than those with municipalities, shall be terminated by the company as soon as the same becomes terminable by its terms or if the company has the option to terminate such contract, said option shall be exercised and the contract terminated within three months after the passage of this act.

Sec. 12. Valuation of telephone companies provided for.—The commission shall, whenever it deems the same necessary, determine the value of all the property of any telephone company

devoted to the public use, and in so doing it shall, after notice to the telephone company, hold such public hearings as will give all interested parties a chance to furnish evidence and be heard. For the purpose of this act the commission is authorized to appoint engineers, examiners, experts, clerks, accountants and other assistants as it may deem necessary at such rates of compensation as it may prescribe.

In the discharge of their duties such appointees shall have every power of any inquisitorial nature granted in this act to the commission. The commission may conduct any number of investigations contemporaneously through its individual members or appointees, and may delegate to its individual members the taking of all testimony on any investigation or hearing.

Sec. 13. Commission to grant authority for constructing telephone lines.—For the purpose of bringing about uniformity of practice, the commission shall have the exclusive right to grant authority to any telephone company to construct telephone lines or exchanges for furnishing local service to subscribers in any municipality of this state, and to prescribe the terms and conditions upon which construction may be carried on, and whenever the commission grants such authority it shall be in the form of a permit of indeterminate duration—coupled with the right to the municipality to purchase the telephone plant within the city, as hereinafter provided. No local telephone exchange shall be constructed or installed in any city or village for furnishing local service to subscribers in such village or city, where there is in operation in such village or city a local exchange already furnishing such service, without first securing from the commission a declaration, after a public hearing, that public convenience requires such second telephone exchange; but the governing body of any municipality shall have the same powers of regulation which it now possesses with reference to the location of poles and wires so as to prevent any interference with the safe and convenient use of streets and alleys by the public.

Sec. 14. Telephone companies permitted to extend long distance lines.—Any telephone company may extend its long distance lines into or through any city or village of this state for the furnishing of long distance service only, subject to the regulation of the governing body of such village or city relative to the location of its poles and wires and the preserving of the safe and convenient use of such streets and alleys to the public.

Sec. 15. Surrendering of license and securing of new authority.—Any telephone company operating under any existing license, permit or franchise or which shall hereafter before the taking effect of this act, acquire any license, permit or franchise, may, upon filing with the clerk of the municipality which granted such franchise, a written declaration that it surrenders such

license, permit or franchise, receive in lieu thereof, an indeterminate permit as defined in this act; and such telephone company shall thereafter hold such permit under all the terms, conditions and limitations of this act. The filing of such declaration shall be deemed a waiver by such telephone company of the right to insist upon the fulfillment by any municipality of any contract theretofore entered into relating to any rate, charge or service made subject to regulation by this act. Upon filing such written declaration by the telephone company, the clerk of the municipality shall file with the commission a certificate showing that fact and the date thereof, and thereupon it shall receive an indeterminate permit from the commission conferring the same rights as if originally granted under this act.

Sec. 16. Municipalities given right to operate telephone exchanges.—Any municipality shall have the right to own and operate a telephone exchange within its own borders, subject to the provisions of this act, and it may construct such plant, or purchase an existing plant by agreement with the owner, or where it cannot agree with the owner on price, it may acquire an existing plant by condemnation as hereinafter provided, but in no case shall a municipality construct or purchase such a plant or proceed to acquire an existing plant by condemnation until such action by it is authorized by a majority of the electors voting upon the proposition at a general election or a special election called for that purpose, and if the proposal is to construct a new exchange where an exchange already exists, it shall not be authorized to do so unless sixty-five (65%) per cent of those voting thereon vote in favor of the undertaking.

Sec. 17. Notice to commission and procedure.—When a municipality decides in the manner above provided to acquire an existing plant by condemnation it shall give notice to the commission whose duty it shall be thereupon to determine the just compensation which the owner of the plant is entitled to receive therefor from said municipality. Before deciding upon such compensation said commission shall at a public meeting which may be adjourned from time to time hear all interested parties on the question involved. The commission shall by order fix the compensation and furnish a copy of its order to the municipality, and to the telephone company concerned. An appeal may be taken to the district court of the county wherein such plant is situated from that part of the order fixing the compensation to be paid, within thirty days, by either party, which appeal shall be tried the same as other appeals hereunder; if no such appeal is taken the order of the commission shall become final at the end of thirty days, and when appeal is taken the decision of the district court or of the supreme court if taken there from the district court shall be final.

Sec. 18. Valuation of telephone property.—In determining the value of any telephone property for rate making purposes, no valuation shall be allowed upon the value of any franchise granted by the state or any municipality where no payment was or is being made to the state or municipality on account thereof. The requirement as to reasonableness of rates shall apply to each exchange unit as well as to telephone plants as a whole. No telephone rates or charges shall be allowed or approved by the commission under any circumstances, which are inadequate and which are intended to or naturally tend to destroy competition or produce a monopoly in telephone service in the locality affected.

Sec. 19. Commission given right to change annual depreciation charge.—The commission may fix and from time to time change the annual depreciation charge which shall be made by each telephone company which charge shall be sufficient to provide the amounts required over and above the expense of current maintenance, to keep its property in a state of efficiency corresponding to the needs and progress of the industry. Such depreciation fund shall be carried in a separate account and moneys in this fund may be invested and the income thereof returned to such depreciation fund or said moneys may be expended in renewals or in new construction.

Sec. 20. To secure consent of commission for purchasing property of competing lines.—It shall be unlawful for any telephone company subject to the provisions of this act to purchase the property or capital stock, bonds or other obligations of any other telephone company doing business within the state, without first obtaining the consent of the commission thereto. Nothing herein shall be deemed to prevent the holding of stock heretofore lawfully acquired or to prevent the acquisition of additional stock by any telephone company owning a majority of the stock of any telephone company at the time of the taking effect of this act.

Sec. 21. Commission to keep record of proceedings.—A full and complete record shall be kept by the commission of all proceedings had before it upon any formal investigation or hearing and all testimony received or offered shall be taken down by the stenographer appointed by the commission and a transcribed copy of such record shall be furnished to any party to such investigation upon demand without charge.

Whenever an appeal is taken from any order of the commission under the provisions of this act, the commission shall forthwith cause a certified transcript of all proceedings had, of all pleadings and files, and all testimony taken or offered before it upon which such order was based, showing particularly what, if any, evidence, offered was excluded, to be made and filed with the clerk of the district court where such appeal is pending.

Sec. 22. Mode of procedure for appeals from decisions of commission.—Any party to a proceeding before the commission or the attorney-general may make and perfect an appeal from such order as provided in Sections 1971-1972, Revised Laws of 1905, and acts amendatory thereof.

Upon such appeal being so perfected it may be brought on for trial at any time by either party upon ten days' notice to the other and shall then be tried by the court without the intervention of a jury, and shall be determined upon the pleadings, evidence and exhibits introduced before the commission and so certified by it. At such trial the findings of fact made by the commission shall be prima facie evidence of the matters therein stated, and said order shall be deemed prima facie reasonable, and if the court finds that the order appealed from is unjust, unreasonable and not supported by the evidence, it shall make such order to take the place of the order appealed from as is justified by the record before it. If the court finds from an examination of the record that the commission erroneously rejected evidence which should have been admitted, it shall remand the proceedings to the commission with instructions to receive such evidence so rejected and any rebutting evidence and make new findings and return the same to the court for further proceedings. In such case the commission after notice to the parties in interest shall proceed to rehear the matter in controversy, and shall receive such wrongfully rejected evidence and any rebutting evidence offered and shall make new findings as upon the original hearing and shall transmit the same and such new record, properly certified, to the court wherein said appeal is pending, whereupon said matter shall be again considered in said court in the same manner as in an original appeal. Either party may appeal to the supreme court from the judgment of the district court, as in other civil actions except that the appeal must be taken within thirty days from the date of notice of the entry of such judgment.

Where an appeal is taken to the supreme court the appellant shall cause a return to be made to said court within thirty days from the date of appeal, otherwise said appeal shall be deemed abandoned and may be dismissed upon motion of the respondent. When said return on said appeal is received by the clerk of the supreme court, said cause shall be placed on the calendar of the term then pending, or if none is then pending, then of the one next ensuing and it shall be assigned and brought on for hearing as other causes on such calendar.

Sec. 23. Order to be final and conclusive.—If no appeal is taken from any order of the commission as above provided, then in all litigation thereafter arising between the state and any

telephone company or between private parties and any telephone company, the said order shall be deemed final and conclusive.

Sec. 24. Violation a gross misdemeanor.—Any telephone company, and if it be a corporation, the officers thereof, violating the provisions of this act as to discrimination between persons or places shall be guilty of a gross misdemeanor.

Sec. 25. Attorney General to apply for writ compelling obedience.—Whenever any telephone company fails to comply with any law of the state or any order of the commission after it has become final, or any order or judgment of the district court or the supreme court in any cases taken to the said courts or either of them on appeal, after such judgment or order has become final, it shall be the duty of the attorney general to apply to the district court in the name of the state in any county in which the plant of said telephone company or any part thereof is situated, for a mandatory injunction or other appropriate writ to compel obedience to said law, order or judgment, and the district court shall punish any disobedience of its orders in such enforcement proceedings as for contempt of court.

Sec. 26. Inconsistent acts repealed.—All acts or parts of acts conflicting with the provisions of this act are hereby repealed insofar as they are inconsistent herewith.

Sec. 27. Effective July 1st, 1915.—This act shall take effect and be in force from and after July 1st, 1915.

Approved April 16, 1915.

CHAPTER 153—H. F. No. 228.

An Act to amend Section 735 of the Revised Laws of Minnesota, 1905, as amended by Section 1 of Chapter 324 of the General Laws of Minnesota for 1911, relating to street improvements and assessments of the benefits or costs therefor in villages.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Petition must contain names of majority of all owners of real estate.—That Section 735 of the Revised Laws of 1905 as amended by Section 1, Chapter 324 of the General Laws of Minnesota for 1911 be, and the same is hereby amended to read as follows:

“**Sec. 735. Same—Street improvements.**—The council of any such village may cause any street therein, or any part thereof to be graded, paved, or otherwise improved, or any sidewalk, sewer, or gutter to be built, upon a petition therefor signed by a majority of all owners of real estate bounding both sides, and by the owners of at least one-half of the frontage of the street or part of street to be improved, or may order any sewer to be built on any street or part of a street, or any sidewalk or gutter to be

built on one side of a street or part of a street, upon like petition, if signed by the owners of at least one-half the frontage on such side of said street or part thereof to be so improved; and, without any petition, it may order any sidewalk, sewer or gutter previously built to be put in repair, or rebuilt, when necessary, and may also, upon petition, cause any street or part of street to be sprinkled when deemed necessary. The cost of such improvement or sprinkling, or any part thereof not less than half, may be assessed and levied, by resolution of the council, upon the lots or parcels of ground fronting on the street, part of street or side thereof, so improved or sprinkled and most benefited thereby."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 154—H. F. No. 400.

An Act to authorize payment for additional acreage on a tract of land sold by the state in 1901.

Whereas, at a regular state land sale held in Kanabec county, Minnesota, on May 29, 1901, the Northeast quarter of the Northwest quarter of Section 6, in Township 41 North, Range 24 West, 4th P. M. was sold at five dollars per acre, to H. A. Hanson, as containing forty acres, and a state land certificate was duly issued thereon; and

Whereas, the plat of the official government survey shows said tract to contain forty-two and 60-100 acres, now, therefore,

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Payment of \$13.00 into state treasury for purchase of land from state.**—That the owner of the northeast quarter of the northwest quarter of section 6, township 41 north, range 24 west, 4th P. M. be authorized and permitted to pay into the state treasury thirteen dollars, being payment in full for the additional two and 60-100 acres not included in the land sale certificate, and the state auditor is hereby authorized to endorse the fact of such payment across the face of the land sale certificate, and when payment in full is made for the whole tract, patent may be issued for the correct acreage.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 155—H. F. No. 765.

An Act to amend Section 3383 General Statutes of Minnesota 1913 relating to township mutual insurance companies.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Mutual insurance companies may conduct operations in county where organized.**—That Section 3383 General Statutes of Minnesota 1913 be amended so as to read as follows:

It shall be lawful for any number of persons, not less than twenty-five (25), residing in adjoining towns in this state, who shall collectively own property worth at least fifty thousand (\$50,000.00) dollars, to form themselves into a company or corporation for mutual insurance against loss or damage by fire or lightning. No such company shall operate in more than fifty (50) towns in the aggregate at the same time.

Provided, that where any such company confines its operations to one county it may transact business in the whole thereof by so providing in its certificate of incorporation.

Approved April 16, 1915.

CHAPTER 156—H. F. No. 1025.

An Act to legalize the foreclosure of mortgages by action in certain cases.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Certain mortgage foreclosure proceedings legalized.**—In every foreclosure of mortgage heretofore made by action where the sheriff's certificate of sale was dated not more than ten days prior to the date of the order of the court confirming the report of such foreclosure sale, as provided by Section 4493 of the Revised Laws of Minnesota for 1905, such foreclosure sale if otherwise regular, shall be, and hereby is, declared to be valid and sufficient for all purposes and shall not be affected in any manner, by reason of the failure to have the order confirming the report of such foreclosure sale made and issued prior to the execution of the sheriff's certificate of such foreclosure sale.

Sec. 2. This act shall not affect any action at law or at equity now pending.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 157—H. F. No. 560.

An Act to amend Section 1, Chapter 328, General Laws of Minnesota, 1913, same being Section 4892, General Statutes of Minnesota, 1913, relating to catching fish in certain counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **One bait allowed for anglers.**—That Section 1, Chapter 328, General Laws of Minnesota, 1913, same being Section 4892, General Statutes, Minnesota, 1913, be and the same hereby is amended so as to read as follows:

“Section 1. No person shall catch, take or kill, or attempt to catch, take or kill any fish of any kind whatsoever, in or about any waters, except rivers, lying wholly or partly in any of the counties of this state, to which this act shall apply, at any time, in other manner than by angling for them with a hook and line held in the hand, or attached to a rod so held, nor with more than one line or with more than one *bait* attached thereto.”

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 158—H. F. No. 659.

An Act to legalize the proceedings of village councils in this state for the vacation of streets in such villages.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Vacation of streets in certain villages legalized.**—That in all cases in which, after the first (1st) day of January, 1914, and prior to the first (1st) day of July, 1914, the village council of any village in this state has taken proceedings to vacate and has voted to vacate any street in such village, such proceedings and the vacation of such street are hereby legalized and made valid and effectual for all purposes; provided, however, that the provisions of this act shall not apply to or affect any action now pending involving the validity of any such street vacation.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 159—H. F. No. 949.

An Act to amend Section 2075 of the General Statutes of Minnesota for 1913, relating to distribution of penalties, costs and interest upon delinquent taxes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Collected costs to be credited to county revenue fund.—That Section 2075 General Statutes of Minnesota for 1913, be and the same is hereby amended so as to read as follows:

Sec. 2075. All penalties and interest accruing upon any tax levied by special assessment or otherwise, for local purposes, on real estate in any incorporated city, borough or village shall be apportioned to the general revenue fund of the city, borough or village where the real estate is situated, and all other penalties, and interest collected on real estate taxes shall be apportioned one-half to the county revenue fund and the other half to school districts of the county in the manner provided for the distribution of other school funds by Section 3763 of the General Statutes of 1894, as amended by Chapter 49 of the General Laws of 1897. *Provided that all costs collected shall be apportioned to the county revenue fund.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 160—H. F. No. 1131.

An Act to amend Section seven (7) of Chapter two hundred thirty-five (235) Laws 1913, which said Chapter two hundred thirty-five (235) Laws 1913, is entitled: "An Act relating to public highways; the powers and duties of counties, towns, villages and cities in relation thereto; the creation of a state highway commission, prescribing its powers and duties, appropriating money therefor, and providing for the payment of state aid for the construction and improvement of roads, and authorizing and directing the levy of taxes for highway purposes."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Contracts for bids to be advertised and notice sent to highway commission.—That Subdivision (1) of Section seven (7) of Chapter two hundred thirty-five (235) Laws of 1913 be, and the same is hereby amended so as to read as follows:

Sec. 7. Filing of plans and specifications as conditions precedent to contract.— **Subdivision (1) Bridges.**—No contract for the construction or erection of a bridge shall be entered into by any county, town, village or city of the fourth class where the contract price of such bridge exceeds the sums of five hundred dollars (\$500); unless plans and specifications for the proposed bridge shall be filed with the county auditor, in case of county contracts, or with the town, village or city clerk respectively, in case a contract is to be entered into by a town, village or city of the fourth class, at least three weeks prior to the time when such bids are to be considered and the contract entered into, nor

shall any contract be let without first advertising for bids or proposals therefor in the newspaper, published in the county, in which the official proceedings of the county board are published. Such advertisement shall be published once a week for three successive weeks, *the last publication to be made at least ten (10) days and not more than thirty (30) days before*, the time fixed for receiving bids and letting the contract, and shall state the time and place of receiving bids and awarding the contract, and shall refer to the fact that plans and specifications are on file in the office hereinbefore specified.

At least three weeks before the time fixed for receiving bids, the county auditor, in case of a county contract, and the clerk of the town, village, or city, in case of a town, city or village contract, as the case may be, shall mail a copy of such printed notice, by registered mail, to the highway commission. Such commission shall file all such notices, so received by it, and the same shall be subject to inspection by all persons interested therein. The highway commission shall, from time to time, cause printed lists of such notices to be made and shall, without charge therefor, furnish copies thereof to interested persons on application.

Approved April 16, 1915.

CHAPTER 161—S. F. No. 58.

An Act to extend the time for closing the affairs of a dissolved corporation other than a corporation having the power of eminent domain and legalizing conveyances made and acts done by such corporation after the expiration of the three-year limit prescribed by General Statutes 1894, Section 3431, Section 2883, Revised Laws 1905, and Section 6198 General Statutes 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Acts of dissolved corporations legalized and extension of time given to dispose of property.**—When any corporation other than a corporation having the power of eminent domain which has been dissolved more than three years, by expiration or forfeiture of its charter, decree of court or otherwise, did not fully close its affairs and convey all its property within the three years' limit prescribed by General Statutes 1894, Section 3431, Section 2883, Revised Laws 1905, and Section 6198 General Statutes 1913, the time so limited is hereby extended for two years from and after the passage of this act; and any and all conveyances theretofore made by any such corporation or its proper officers and any and all acts done in disposing of the property of such corporation and closing its affairs, after the expiration of three years from the date of its dissolution, are

hereby legalized and made of the same force and effect as though the same had been done within such three years. Provided, that nothing herein contained shall be construed as affecting any vested rights or any action or proceeding now pending.

Approved April 16, 1915.

CHAPTER 162—S. F. No. 505.

An Act fixing the compensation of the custodian of public documents in the office of the secretary of state.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$1,500 salary for custodian of public documents.**—The yearly salary of the custodian of public documents in the office of the secretary of state, shall be fifteen hundred (1500) dollars, per annum.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 163—S. F. No. 162.

An Act fixing the salary of the deputy clerk of the supreme court and authorizing the appointment of an assistant clerk of the supreme court and fixing his salary.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$2,500 salary for deputy clerk of supreme court, and additional stenographer provided.**—The salary of the deputy clerk of the supreme court shall be two thousand five hundred dollars (\$2,500.00) per annum. The clerk of the supreme court is hereby authorized to appoint an additional assistant in his office at a salary not to exceed nine hundred dollars (\$900.00) per annum.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 164—S. F. No. 148.

An Act prohibiting any officer or employee of the department of banking from being a stockholder, director, officer, trustee, assignee or employee of any bank or financial institution or corporation within this state.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **State bank examiners or employees prohibited from holding bank stock.**—No person who is a bank examiner, or

other officer or employee of the department of banking of this state shall be a stockholder, director, officer, trustee, assignee or employee of any banking, savings or financial institution or corporation within the state. Any person violating the provisions of this act shall be removed from such office or employment by the superintendent of banks.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 165—S. F. No. 533.

An Act to amend Section 11 of Chapter 569 of the Laws of 1913, relating to hotel inspection.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Expenses of deputy hotel inspector to be certified to state auditor.**—That Section 11 of Chapter 569 of the Laws of 1913, be and the same is hereby amended so as to read as follows:

Sec. 11. On or before the 15th day of each month the hotel inspector shall certify to the state auditor the amount due to his *deputy* as necessary expenses for the preceding month, *giving the items of such expenses*; also the items and amounts of all expenses necessarily incurred by him in the performance of his duties, including the cost of blanks, stationery, postage and travel; also the amount due the stenographer as compensation for the preceding month, and such salaries and expenses being duly audited shall be paid by the state out of the appropriation therefor.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 16, 1915.

CHAPTER 166—S. F. No. 629.

An Act to provide for the membership and election of members of the board of park commissioners in cities now or hereafter having a population of over fifty thousand (50,000) inhabitants and not having a home rule charter and repealing all acts and parts of acts inconsistent herewith.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Composition of Minneapolis board of park commissioners after January, 1917.**—In each city in the State of Minnesota now or hereafter having more than fifty thousand

(50,000) inhabitants and not having a home rule charter, its board of park commissioners shall on and after the first Monday in January, 1917, consist of one commissioner from each senatorial district in the city, the mayor of its city, the chairman of the committee on roads and bridges of its city and the chairman of the committee on public grounds and buildings of its city, all ex-officio members thereof and four commissioners at large from the whole city.

Sec. 2. To be elected in 1916.—At the General Election of the year 1916, each senatorial district of such city shall elect one commissioner; the odd numbered districts shall elect their commissioners for a term of two years, and the even numbered districts shall elect their commissioners for a term of four years; their successors in office in each instance shall be elected at such elections for ever afterwards for a term of four years, and the four commissioners at large shall be elected for the term of four years, each.

Sec. 3. When to enter upon duties.—Each of such commissioners shall enter upon the duties of his office on the first Monday of January next following his election, and serve until his successor is elected and qualified.

Sec. 4. Vacancy to be filled by board.—Whenever a vacancy occurs in the office of an elected commissioner, it shall be filled by the board.

Sec. 5. Inconsistent acts repealed.—All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Approved April 17, 1915.

CHAPTER 167—S. F. No. 767.

An Act to amend Sections 305, 334, 336, 341, 342, 345, 348, 351, 354, 355, 358, 500, 501, 514, 520, and 530, General Statutes 1913, relating to primary and general elections; and repealing Sections 348, 516, 517, 518, 392, General Statutes 1913, and all other acts or parts of acts inconsistent with this act.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That Section 305, General Statutes 1913, be amended so as to read as follows:

Sec. 305. Special elections, when and how called and conducted.—Whenever, any vacancy occurs in any office, the filling of which is not otherwise provided for, the governor, within ten days after he is informed of such vacancy, shall issue a proclamation directing a special election to be held, at a time therein specified not more than twenty days from the date thereof, to fill such office. One copy of such proclamation shall be mailed to

the auditor of each county wherein such special election is to be held. But if the vacancy occurs in the office of representative in congress, or member of the legislature, and there be no session of the congress or legislature between the happening thereof and the next general election the vacancy shall be filled at such general election. Such special election shall be called, held and conducted, and the returns thereof made and canvassed in the same manner as in the case of general elections; and within fifteen days thereafter the auditor shall transmit a statement of the vote cast thereat to the secretary of state.

Sec. 2. That Section 334, General Statutes 1913, be amended so as to read as follows:

Sec. 334. **Rotation of names—when required.**—Whenever two or more persons are to be elected to the same office, the names of all candidates of the several political parties for such office *and of all non-partisan candidates, shall be rotated on the ballots used in each election district in the manner provided for primary election ballots by Section 342, General Statutes 1913, and all the provisions of said Section shall be applicable to general election ballots so far as practicable;* provided, that nothing in this section shall apply to the office of presidential elector.

Sec. 3. That Section 336, General Statutes 1913, be amended so as to read as follows:

Sec. 336. **Political party defined—nominations, how made—non-partisan primary ballot—certain candidates to run in classes—county surveyors.**—A political party, within the meaning of this chapter, is one which shall have maintained in the district or territorial division in question a party organization, and presented candidates for election at the last preceding general election one or more of which candidates shall have been voted for in each county within the state at such election and shall have received in the state not less than five (5) percentum of the total vote cast for all candidates at such election or whose members to a number equal to at least (5) percentum of the total number of votes cast at the preceding general election in the county where the application is made shall present to the county auditor a petition for a place on the primary election ballot. Candidates for office shall be chosen at such primary election by voters of several political parties and not otherwise; provided, however, that the chief justice and the associate justices of the supreme court and judges of the district, probate and municipal courts and all members of the state legislature, and all elective county officers, and municipal officers in cities of the first and second class, shall be nominated upon separate non-partisan ballots, as hereinafter provided. Provided further that all qualified and duly registered voters may participate in the choosing of candidates for city office as provided for in the

city charter of cities having home rule charters; the names of all candidates for nomination for the office of chief justice, associate justice of the supreme court, judges of the district court, probate and municipal courts and all members of the state legislature, and all elective county officers, and all municipal offices in cities of the first and second class, shall be placed upon a separate primary ballot hereinafter designated as "non-partisan primary ballot."

No party or other designation, except as above, shall be placed on such ballot except as herein provided, nor shall any candidate filing for nomination on said non-partisan primary ballot be permitted or required to state his party affiliation. All provisions of law relating to the nomination of party candidates as to the form of ballot, including rotation of names, the endorsement thereon, voting, marking ballots, counting, returning and canvassing results, shall apply to nomination of said officers except that the tally sheets and returns shall be made separately, and except that non-partisan offices shall not be classified on the ballot or otherwise. Each voter shall be entitled to vote a non-partisan primary ballot without reference to his party affiliation.

The two candidates for nomination for every such non-partisan office who shall receive the highest number of votes, ascertained as provided by this act, shall be declared the nominees and their names shall be placed upon the election ballot, without party designation, and when two or more persons are to be elected for the same office, at a general election running at large in a city, county, district or in this state, the non-partisan nominees to be placed upon the general election ballot shall be the number of candidates not exceeding twice the number of such persons to be elected for the same office which shall receive the highest number of votes at such primary election; provided that when only two persons file for the nomination for any non-partisan office, or not more than twice the number of persons to be elected to any non-partisan office file for the nomination thereof, their names shall not be placed upon the non-partisan primary ballot, but said persons shall be considered and shall be the nominees for such office and their names shall be placed upon the general election ballot as such non-partisan nominees. But nothing herein shall prevent the nomination of candidates by groups, individuals or so-called political parties which cannot be recognized as such, by certificate of voters to the number hereafter specified. The names of candidates nominated by certificates for offices hereinabove designated as non-partisan shall have no party or other designation on the certificate or on the election ballot.

The nomination of candidates for the office of county surveyor shall be made as follows:

On or before Tuesday, seven weeks preceding any general election, and not sooner than Tuesday, fourteen weeks preceding any general election, any person eligible and desirous of having his name placed upon the election ballot as a non-partisan candidate for the office of county surveyor shall file his affidavit with the county auditor of his county, stating his residence, that he is a qualified voter in such county, and the said office for which he desires to be a candidate.

The fee required for filing certificates of nomination as provided by law shall be paid at the time of filing such affidavit.

Such nominations may also be made upon petition by affidavit of not less than fifty and not more than one hundred electors of such county, substantially in the form hereinbefore provided, filed in the same manner and consented to in writing by the party so to be nominated. Provided, that such petitioners shall not be eligible to sign more than one petition for the same office. The persons so nominated shall have their names printed upon the official ballot prepared for the ensuing general election without party designation, upon the payment of the fee as herein provided.

Sec. 4. That Section 341, General Statutes 1913, be amended so as to read as follows:

Sec. 341. **Voting is to be by ballot—Sample ballot—Form of primary ballot.**—All voting at a primary election shall be by ballot. On the nineteenth day before a primary election, the secretary of state shall certify to the auditors of the several counties the names of all nominees to be voted for within such counties whose certificates have been properly filed with him, and on the fourteenth day before such primary each auditor shall group all the non-partisan candidates and the candidates of each political party by themselves, and prepare for public inspection a non-partisan ballot and a separate sample ballot for each political party. The names shall be arranged alphabetically according to the surname, and each county auditor shall post the sample ballot in a conspicuous place in his office and give one week's published notice thereof in the official newspaper of his county. One sample ballot only of non-partisan candidates and of each political party, shall be printed for any county, and thereon shall be placed the names of all candidates to be voted for in such county. Each ballot shall be headed by the party name, the words "Primary Election Ballot," the names of the county and state, the facsimile of the official signature of the auditor preparing it. The non-partisan ballot shall be headed as provided in Section 336, *General Statutes 1913*. Otherwise, the ballots shall be arranged in the same general manner as the ballot used at general elections, with suitable divisions and explanatory notes. Only one form of sample ballot for each political party

need be printed for any city and thereon shall be placed the names of all the candidates to be voted for in the entire city, these to be voted for in any single ward being indicated by the words and figures "First Ward" and so on. At the foot of the ballot shall be placed the heading "Ballot for Women," under which shall be placed the names of candidates to be voted for by women.

In city primary elections in cities having home rule charters sample primary election ballots shall be prepared carrying out the intent of said charters in said cities, placing all names of candidates for city office on one ballot in each city without any party designation whatever, if the charter so provide. In such cities, except for the omitting of all party designation, the provisions of this section shall be followed as fully as practicable.

Sec. 5. That Section 342, General Statutes 1913, be amended so as to read as follows:

Sec. 342. Preparation of ballots—Rotation of names—City having home rule charters.—The auditor of each county in which said primary election is held shall have printed a sufficient number of separate primary election ballots, varied as may be necessary for the several districts and wards. Said primary election ballot shall be in the same general form as to size and kind of type to be used, as is provided for the general election ballot, so far as is practicable. The names of candidates under headings properly designating each official position, shall be rotated upon the ballot in the printing so that the names of all candidates for each office shall be so alternated on the ballots used in each election district that they shall appear thereon substantially an equal number of times at the top, at the bottom, and in each intermediate place, if any, of the list or group in which they belong.

The official charged with the preparation and distribution of such ballots shall prepare instructions to the printer for rotating, laying and tabbing such ballots, which shall first be approved by the legal advisor of said official before delivery to the printer. In computing the method for making the rotation of names the least common multiple of the number of names in each of the several groups of candidates shall be used and the number of changes made in the printer's forms in printing such ballots shall correspond with said multiple; provided, that groups of more than five candidates shall not be considered in making such computation, and such groups may vary sufficiently in rotating to conform to the rotation for groups of five or less. Before any printer is awarded any contract for printing such ballots he shall be required to furnish a good and sufficient bond in such sum as the official awarding such contract shall designate, which shall not be less than one thousand dollars nor more than five thousand

dollars, conditioned that he will print such ballots in conformity with the law and such instructions. There shall be no printing on the back of the ballots, except the necessary ruled lines for the initials, or names of the judges with the proper official designation printed under such lines; provided, that all offices for which no candidate is to be voted for at such primary election shall be omitted from the ballot; provided, that in all city primary elections in cities having home rule charters the officers designated in such charters shall prepare primary ballots for such city elections as provided in said charters, and this section shall apply there only in so far as it does not conflict with the provisions of said charters.

Section 6. That Section 345, General Statutes 1913, be amended so as to read as follows:

Sec. 345. Polling places—Peace officers—Ballot boxes.—So far as they shall be applicable, all provisions of this chapter relating to the location and arrangement of polling places, peace officers, procuring registers, ballots, boxes, and other supplies, opening polling places, challengers, and gatekeepers, and in reference to returns, including return of ballots, used and unused, shall apply to primary elections; except that one ballot box shall be used for partisan ballots, one for non-partisan ballots and one for women.

Sec. 7. That Section 348, General Statutes 1913, is hereby repealed and a new section substituted therefor to bear the same number, as follows:

Sec. 348. Marking primary ballots.—*The voter shall designate his choice on the ballot by marking a cross (X) in the small square opposite the name of each candidate for whom he wishes to vote. If he shall mark more names than there are candidates to be nominated for any office, or if for any reason it be impossible to determine his choice for any office, his ballot shall not be counted for such office; but the rest of his ballot, if properly marked, shall be counted. No ballot shall be rejected for any technical error which does not render it impossible to determine the voter's choice, even though such ballot be somewhat soiled or defaced.*

Section 8. That Section 351, General Statutes 1913, be amended so as to read as follows:

Sec. 351. Canvass of votes.—Canvass of votes on primary ballots shall be made in the same manner and by the same officers as is provided by Chapter 6, of the Revised Laws of 1905, except as herein otherwise provided. The ballots shall be counted in the following manner: The election officers shall take the ballots from the boxes, count those cast for each political party and for non-partisan candidates, place them in separate piles and fasten together.

Such officer's tally sheets on which the count has been so entered shall be included in the returns of such election. The officers of election shall on blanks to be provided for that purpose make full and accurate returns of the votes cast for each candidate.

The officers shall seal the returns and return the same to the auditor in the manner and as provided by *the primary and general election laws*.

Sec. 9. That Section 354, General Statutes, 1913, be amended so as to read as follows:

Sec. 354. Reports of county canvassing board—Auditor to certify to the secretary of state.—The canvassing board shall prepare, sign and file with the county auditor the following report:

1. A separate statement of each political party of the names of all candidates thereof voted for at the primary election, *with* the number of votes received by each and for what office.

2. A separate statement of the names of the candidates of each political party who are nominated.

3. A statement of the whole number of votes registered and the number of ballots cast at such primary election, men and women separately.

4. A separate statement of the votes received by each of the non-partisan candidates and the names of the non-partisan candidates nominated.

Whenever two or more candidates receive an equal number of votes for the same nomination, the board shall determine the tie by lot. Upon completion of the canvass and on or before ten o'clock A. M. of the fourth day succeeding the canvass, the auditor shall certify to the secretary of state the vote, as shown by such report, for all candidates to be voted for in more than one county, and shall mail or deliver to each nominee to be voted for in his county alone, a notice of his nomination, and that his name will be placed upon the official ballot; provided, that in primary elections for city officers in cities having home rule charters said canvassing board shall file such statement as will show the persons nominated for each office under the provisions of said charter, with as complete details as are provided for in this section, omitting all party designation, if so provided in said charters.

Sec. 10. That Section 355, General Statutes 1913, be amended so as to read as follows:

Sec. 355. Canvassing by state canvassing board—Secretary of state to certify to nominees—Rules for determining nominees.—The state canvassing board, as constituted for canvassing the returns of general elections, shall open and canvass the returns of a primary election made to the secretary of state, at the usual

place and hour of meeting, on the seventh day after such primary election. Upon the completion of the canvass, the secretary of state shall certify to the several auditors the names of the persons found to be nominated, and mail to each nominee a notice of his nomination.

1. The state, county and city boards of canvassers shall be guided by the following rules, except as herein otherwise provided:

(a) Any tie shall be decided by lot by the canvassers.

(b) The person receiving the highest vote at such primary election, as the candidate of any political party for an office shall be the nominee of that party for such office. Candidates on non-partisan ballots receiving the highest and next highest votes, shall be the nominees for the office for which they are candidates; provided, however, that if the number of votes cast for any candidate or candidates of any party for any office at such primary election shall aggregate the number of votes equal to ten per cent or more of the average vote cast for state officers of that party at the last general election in the territory within which such candidates are to be voted for, then all candidates of that party within that territory shall be deemed to be the party nominees of such party; otherwise no candidates of that party within that territory shall be deemed nominated and in such case, such party candidates of such party may be nominated by petition as provided for in Secs. 213 to 216 inclusive, Revised Laws 1905 (371-374), and the candidates of any such party failing to receive such ten per cent of such vote shall be eligible for nomination under the terms of this provision. The term "State officers" as used in this act for the purpose of computing the average vote to determine the ten per cent vote as above provided shall be and is hereby defined to be the following officers: Governor, lieutenant governor, secretary of state, state treasurer and attorney general.

Sec. 11. That Section 358, General Statutes 1913, be amended so as to read as follows:

Sec. 358. **Contests for nomination.**—Any candidate at a primary election desiring to contest the nomination of another candidate for the same office *shall proceed in the manner prescribed for general election contests, and the same proceedings shall be had, so far as practicable, as for such contests.*

Sec. 12. That Section 500, General Statutes 1913, be amended so as to read as follows:

Sec. 500. **Disposal of ballots after canvass.**—As soon as practicable after the canvass has been completed *and* before the board separates or adjourns and in the presence of all the judges, the ballots *cast* shall be removed from the boxes and placed in envelopes of the same color as the ballots and of a size to hold the

ballots of each box without folding. *Heavy envelopes suitable for this purpose, reinforced with cloth at all folds,* shall be furnished by the county auditor to each election precinct. After the ballots are in place, the envelopes shall be carefully sealed and each election judge shall write his name upon the envelope over the sealed part in such a way that the envelope cannot be opened without disturbing the continuity of the lines in the writing. The number of ballots in each envelope, *the kind thereof,* and the name of the election precinct shall also be plainly written upon the envelope. *No unused ballots or returns shall be placed in the envelopes.*

Sec. 13. That Section 501, General Statutes 1913, be amended so as to read as follows:

Sec. 501. **Return of ballots to county auditor.**—As soon as the ballots have been placed in their envelopes and properly sealed and one of the judges has been chosen to deliver election returns to the county auditor, the envelopes shall be delivered by such judge and he shall personally deliver, or by registered mail or express, send the same to the county auditor. *If sent by registered mail or express the envelopes shall be securely wrapped in such a manner that such envelopes and the seals shall be properly protected.* The county auditor shall file all envelopes containing ballots thus transmitted to him in his office and shall keep them in a safe place with seals unbroken, unless previously opened by proper authority for examination or recount, *in which event the auditor shall cause the envelopes to be again securely sealed with the names of the persons making such inspection or recount endorsed thereon in the manner provided for endorsement by election judges; provided, that such envelopes may be opened by the county canvassing board if necessary to procure any election returns which may have inadvertently been sealed up with said returns by the election judges, but such envelopes shall again be sealed in the manner herein provided.*

Sec. 14. That Section 514, General Statutes 1913, be amended so as to read as follows:

Sec. 514. **County canvassing board to declare persons elected.**—The board having completed its canvass, shall declare the person receiving the highest number of votes for each county office duly elected thereto. When such county constitutes or contains a senatorial or representative district, it shall declare the persons receiving the highest number of votes, respectively, for senator or representative, duly elected. *In case of tie, the result shall be determined by lot by the canvassing board.*

Sec. 15. That Section 520, General Statutes 1913, be amended so as to read as follows:

Sec. 520. **Statement of votes—Declared result.**—Such board shall open and canvass the certified copies of the statements

made by the county canvassing boards, prepare therefrom a statement of the whole number of votes cast at such election for candidates for the several state offices, *and for such candidates for state senator or representative as shall be voted upon in more than one county*, the names of the persons receiving such votes and the number received by each, specifying the several counties in which they were cast. Such board shall subscribe and certify to the correctness of such statement, and within three days after such canvass declare the result. *In case of tie vote for any state or legislative office, or for any other office, the result of which is to be certified by the state canvassing board, the election shall be determined by lot cast by such board.*

Sec. 16. That Section 530, General Statutes 1913, be amended so as to read as follows:

Sec. 530. **Inspection of ballots on contest, whether for office or proposition submitted to vote.**—After a contest has been instituted, either party may have the ballots inspected before preparing for trial. The party applying for such inspection shall file with the clerk a verified petition, stating that he cannot properly prepare his case for trial without an inspection of such ballots, and thereupon the judge of said court shall appoint three persons, if for a county or municipal office, or other question submitted to popular vote *in any county or municipality*, one selected by each of the parties and a third by those two, by whom such inspection shall be made. If the contest relates to a state office, or to the declared result upon a constitutional amendment or other question submitted to popular vote throughout the state, a judge of said court shall issue an order directing that all ballots pertaining to such contest be forthwith transmitted to the secretary of state by the several county auditors of the state. Such ballots, together with the sealed envelopes in which they were returned by the election judges, shall be properly boxed and sealed before shipment. They shall be shipped by express and it shall be the duty of the transportation company having in charge the transportation of such ballots to properly safeguard the same from the time they are received until they are delivered to the secretary of state. The said order may be served upon the several county auditors by registered mail. Such order may be modified as to the most populous counties and provision made for inspecting the ballots of such counties at the county seats thereof. Before such order is issued the applicant therefor shall deposit with the secretary of state a sum of money sufficient to pay all expenses connected with the transportation of such ballots. No compensation shall be allowed the county auditor for his services in preparing such ballots for shipment. In state contests, the judge of said court shall appoint as many sets of three persons as may be necessary to expeditiously count and inspect the

ballots in the office of the secretary of state, or elsewhere. Such inspectors shall be selected in the same manner as for county or municipal contests. Contests for district judge, or other offices not specifically provided for herein, shall be conducted under this section, the procedure therefor to be fixed by the court. Inspection of ballots shall be conducted in the presence of the legal custodian of the ballots and the party applying therefor shall file with the clerk a bond in the sum of two hundred and fifty dollars if the contest be within a single county; otherwise such bonds shall be in a sum to be fixed by the court in its discretion, with two sureties, and conditioned that he will pay the costs and expenses of such in case he fails to maintain his contest. If the contestant prevails in his contest the cost shall be taxed against the contestee. In case either party neglects or refuses to name an inspector, he shall be named by the judge. The compensation of inspectors shall be the same as for referees, unless otherwise stipulated. Any court of proper jurisdiction may order the return of any ballots to the county from which they were sent, after inspection, if necessary to be used in any other contest proceeding. The secretary of state shall preserve any ballots in his possession until the next general election, unless otherwise directed by order of court.

Sec. 17. Sections 516, 517, 518 and 392 General Statutes 1913 are hereby expressly repealed.

Sec. 18. All acts or parts of acts inconsistent with this act are hereby repealed.

Approved April 17, 1915.

CHAPTER 168—H. F. No. 120.

An Act to amend Chapter 458 General Laws of Minnesota for 1913, entitled "An Act to fix the terms of certain county officers."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Election of clerks of court in 1918.**—In every county in this state there shall be elected at the general election in 1918 a county auditor, county treasurer, sheriff, register of deeds, county attorney, clerk of the district court, court commissioner, coroner, county surveyor and county superintendent of schools.

Sec. 2. **Present officials to hold until 1919.**—The terms of office of the said county officers shall be four (4) years and until their successors are elected and qualified, and shall begin on the first Monday in January next succeeding said election, and said offices shall be filled by election every four (4) years thereafter.

Sec. 3. County board to fill vacancies.—Any person now holding any one of the said offices, whether by election or appointment, shall continue in such office until the first Monday in January A. D. 1919, and any appointment made to fill a vacancy in any of the said offices shall be for the balance of such entire term. *All appointments under the provisions of this act, shall be made by the county board.*

Sec. 4. Inconsistent acts repealed.—All acts and parts of acts inconsistent herewith are repealed.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 17, 1915.

CHAPTER 169—H. F. No. 574.

An Act to amend Section 1 Chapter 123, General Laws Minnesota, 1905, same being Section 1932, General Statutes Minnesota 1913, relating to the authority of villages to issue bonds for the purpose of refunding their floating indebtedness.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain villages to issue bonds not exceeding twenty per cent of assessed valuation.—That Section 1, Chapter 123, General Laws Minnesota 1905, same being Section 1932, General Statutes Minnesota 1913, be amended so as to read as follows:

“Sec. 1. Any village in this state having a floating indebtedness may issue the bonds of such village for the purpose of refunding such indebtedness in the manner hereinafter provided; but no such bonds shall be issued or sold by said village, which, with bonds already issued, shall exceed *twenty* per cent of the assessed valuation of real estate of said village. Such bonds shall bear interest at a rate not to exceed six (6) per cent per annum, payable annually or semi-annually, as may be determined by said village council, and may run for a period not exceeding *twenty* years. Such bonds shall not be sold for less than their par value and the proceeds thereof shall be used exclusively for the payment of such outstanding floating indebtedness of said village.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 17, 1915.

CHAPTER 170—H. F. No. 796.

An Act to amend Sections 6437 and 6440, General Statutes of Minnesota, 1913, relating to General Building and Loan Associations.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Amount of securities to be deposited by association having \$100,000 capital stock.**—That Section 6437, General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

6437. **Securities deposited with examiner.**—Every such association having not less than one hundred thousand dollars paid in cash capital shall at all times keep with the public examiner, a deposit of securities approved by him of at least two hundred thousand dollars as a guaranty fund in trust for its members and creditors. Such securities shall consist of any or all of the first three classes of authorized securities, or of first mortgages on real estate. So long as such deposit be not reduced below two hundred thousand dollars, it may at any time, substitute like securities, and may collect interest and dividends thereon.

Sec. 2. **When stock may be retired and cancelled.**—That section 6440, General Statutes of Minnesota, 1913, be amended so as to read as follows:

6440. **Kinds of stock prohibited and allowed.**—No such domestic association shall issue preferred stock, but may issue different series of stock. It may issue deposit stock upon the terms and conditions provided in the by-laws; installment stock to be paid in periodical sums, which shall mature when the amount so paid with the dividends thereon shall equal its par value; a dividend bearing prepaid stock, upon which a partial dividend may be paid semi-annually out of the full dividend apportioned thereto; and full paid stock upon which the par value thereof shall be paid in advance, and upon which a full or a definite dividend may be paid, not exceeding the per cent of profits earned by all classes or series of stock at the time when declared, and in the certificate of such stock the right of withdrawal may be waived for a definite time. Such association may issue permanent stock for which the full par value shall be paid at the time of issue, or in such installments as may be provided in its by-laws, and which shall be entitled to dividends not exceeding the per cent of profits earned by all fully participating classes of stock at the time the dividend is declared, to be credited to the stock until the same is fully paid, and afterwards paid in cash. *Fully paid permanent stock may upon written approval of the superintendent of banks be retired and cancelled pro rata from time to time, by a majority vote of the stockholders, provided that there shall always remain a paid in cash capital*

represented by such permanent stock of at least one hundred thousand dollars, which shall not be paid to the holders thereof so long as such association shall have any other legal obligations outstanding. No such association shall issue any certificates of shares until the terms and conditions thereof shall have been approved by the state examiner.

Approved April 17, 1915.

CHAPTER 171—H. F. No. 921.

An Act to amend Chapter 307 of the General Laws of 1913, entitled "An Act to promote the safety of employees and travelers on railroads by requiring common carriers in operating railroads in the State of Minnesota to establish and maintain a safe and sufficient clearance between structures located on and over their roadways and cars passing over their lines, and for other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Sec. 2, chap. 307, laws of 1913, not to apply to yards and terminals of depot or railway companies.**—Section 2 of Chapter 307 of General Laws of Minnesota for 1913 is hereby amended so as to read as follows:

"Sec. 2. **Unlawful to erect certain structures, etc.**—That on and after the passage of this act, it shall be unlawful for any common carrier, or any other person, to erect or reconstruct and thereafter maintain on any standard gauge road on its line or on any standard gauge side track used in connection therewith, for use in any traffic mentioned in Section one of this act, any warehouse, coal chute, stock pen, pole, mail crane, stand pipe, hog drencher, or any permanent or fixed structure or obstruction, or in excavating allow any embankment of earth or natural rock to remain upon its line of railroad, or on any side track used in connection therewith at a distance less than eight feet measured from the center line of the track, which said structure or obstruction adjoins on standard gauge roads; nor shall any overhead wires, bridges, viaduct or other obstruction passing over or above its tracks as aforesaid be erected or reconstructed at a less height than twenty-one (21) feet, measured from the top of the track rail.

Provided, however, that this act shall not be construed to apply to yards and terminals of depot companies or railway companies used only for passenger service. But, nevertheless in the event of personal injury sustained by any employe of any such company in this proviso mentioned, by reason of non-compliance with the provisions of this act, such employe, or in case of his death, his personal representative, shall have all the rights, privileges and immunities enumerated in Section 9 hereof.

Sec. 2. Section 3 of said Chapter 307 of Laws of 1913, be and the same is hereby amended so as to read as follows:

"Sec. 3. That the railroad and warehouse commission may upon application made, after a thorough investigation *in any particular case or class of cases*, permit any common carrier to which this act applies to erect any overhead or side obstruction at a less distance from the track than herein provided for, when in the judgment of said commission a compliance with the clearance prescribed herein would be *unreasonable or unnecessary*."

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 17, 1915.

CHAPTER 172—H. F. No. 1151.

An Act providing for the abating of penalties and interest on delinquent gross earnings taxes of certain telephone companies under certain conditions.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Gross earnings taxes on certain telephone companies cancelled.**—That the penalties and interest accruing on unpaid delinquent gross earnings taxes for the year 1913 and prior years of telephone companies whose gross earnings for said years have not exceeded five hundred dollars (\$500) per year are hereby cancelled and abated, provided such companies pay all of such delinquent taxes into the state treasury on or before July 31, 1915.

Approved April 17, 1915.

CHAPTER 173—H. F. No. 480.

An Act to amend Sections 2750, 2751 and 2752 of the Revised Laws of Minnesota 1905, as amended by the General Laws Minnesota 1913, being the same as Sections 6018, 6019 and 6020 of the General Statutes of Minnesota 1913, relating to the building and maintenance of partition fences.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Payment of partition fences to be made by owners of land benefited.**—That sections 2750, 2751 and 2752 of the Revised Laws Minnesota 1905 as amended by the General Laws of Minnesota 1913 being the same as Sections 6018, 6019 and 6020 of the General Statutes of Minnesota 1913, be and the same are amended to read as follows:

2750—Occupants to maintain—*The adjoining owners or occupants of lands in this state when the land of one or both of such owners is in whole or in part improved and used, and one or both of such owners desires his or their land to be in whole or in part fenced, shall build and maintain the partition fence between their lands in equal shares.*

2751—Neglect—Complainant may build or repair—In case any person neglects to build repair or rebuild any partition fence which of right he ought to build or maintain the aggrieved party may complain to the fence viewers who, after notice to the parties, shall examine such fence or into the need of such proposed fence and if they determine that the fence then existing is insufficient or a new fence is necessary, they shall notify the delinquent owner or occupant in writing to that effect and direct him or them to build, repair or re-build the fence within such time they deem reasonable and if the delinquent fails to comply with such directions, the complainant may build repair or re-build such fence at his own expense subject to reimbursement as hereinafter provided.

2752—Value of cost and repairs etc., recoverable—When any such new or deficient fence built, repaired or re-built by the complainant under the provisions of Section 2751, is adjudged sufficient by the fence viewers, they, after giving the occupants reasonable notice and an opportunity to be heard shall ascertain the expense thereof and give to the complainant building, repairing or re-building the same a certificate of their decision under their hands and of the amount of such expense together with their fees; and thereupon, such complainant may demand, either of the owner or occupant of the land where the fence was wanting or deficient double such ascertained expense together with such fees; and in case of failure to pay the sum so due within one month after demand, the complainant may recover the same, with interest in a civil action.

Approved April 19, 1915.

CHAPTER 174—H. F. No. 692.

An Act to adjust a sale of school land made in September, 1913.

Whereas, at a sale of school land held in St. Louis county, September 17, 1913, the south-half of the south-east quarter of Section 36, Township 52, Range 15, was struck off to Andrew Person at seven dollars per acre, and the sum of \$84.00 principal, and \$13.46 interest were paid thereon at time of sale, and the sum of \$19.04 later paid as interest to June 1, 1915, making a total payment of \$116.50 made by said Andrew Person, and

Whereas, it subsequently became known that the Great Northern Power company in April, 1911, in condemnation proceedings acquired forty-four and 99-100 acres of said land for reservoir purposes at the rate of ten dollars per acre, and paid the sum of \$470.73 to the clerk of court of said St. Louis county, where it now remains.

Therefore,

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Sale of a fractional tract of land in St. Louis county ordered to be adjusted.**—The state auditor is hereby authorized to adjust the sale of the south-half of the south-east quarter of Section 36, Township 52, Range 15, struck off to Andrew Person on September 17, 1913, in a manner which shall pay the state school fund the sum of seven dollars per acre for the entire tract sold. The state auditor shall issue to said Andrew Person a certificate for 35.01 acres, the amount remaining over the acreage acquired in condemnation proceedings by the Great Northern Power company in April, 1911. The clerk of court of St. Louis county is hereby directed to remit the sum of \$470.73 now in his hands to the state auditor, who shall make the adjustment as herein provided, upon the surrender of the original certificates by the said Andrew Person, and upon the execution by said Andrew Person of a release of all claim against the State of Minnesota or the officers of the state for damages sustained by him by reason of the contract sale evidenced by said certificates and pay to said Andrew Person any excess remaining after payment into the state treasury of the sum herein specified.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 19, 1915.

CHAPTER 175—H. F. No. 742.

An Act entitled "An Act to amend Section one (1) of Chapter one hundred and eighty-six (186) of the General Laws of the State of Minnesota for the year one thousand nine hundred and seven (1907)," relating to phonographic reporters.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Each Hennepin county judge directed to appoint court reporter at \$3,000 per annum.**—That Section one (1) of Chapter one hundred and eighty-six (186) of the General Laws of the State of Minnesota for the year one thousand nine hundred and seven (1907) be amended so as to read as follows:

Sec. 1. That each judge in any judicial district in this state which comprises, or which may hereafter comprise, a single county of *three hundred thousand (300,000)* inhabitants or over, may appoint a phonographic reporter, who shall be well skilled in his profession and competent to discharge the duties required, and who shall be a sworn officer of said court, and shall hold his office during the pleasure of said judge so appointing him. The salary of said reporter shall be *three thousand (\$3,000.00) dollars* per annum, payable in monthly installments by the county treasurer of the county comprised in such judicial district, from any funds in his hands not otherwise appropriated.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 19, 1915.

CHAPTER 176—H. F. No. 797.

An Act to amend sub-division 10, Chapter 400, General Laws 1913, relating to the office of public examiner.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Increase of salary of deputy public examiner, and increase of official staff with increased salaries.**—That subdivision 10 of Chapter 400, General Laws 1913, be amended to read as follows:

Public examiner, forty-five hundred dollars; corporation examiner, *thirty-two* hundred dollars; assistant corporation examiner, *twenty-one* hundred dollars;; *five* assistant public examiners, twenty-four hundred dollars each; one assistant examiner, *twenty-one* hundred dollars; *two* assistant examiners, eighteen hundred dollars each; *two* special examiners, sixteen hundred dollars each; executive clerk, fifteen hundred dollars; stenographer and clerk, twelve hundred dollars.

Sec. 2. This act shall take effect and be in force from and after Aug. 1, 1915.

Approved April 19, 1915.

CHAPTER 177—H. F. No. 923.

An Act entitled an act relating to charges to be paid in proceedings in supreme court.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$10 per case for appeal to supreme court, and other charges to be fixed by court.**—That in lieu of all charges now provided by law as fees of the clerk of the supreme court, there shall be paid by the appellant or moving party in all cases

of appeal, certiorari, habeas corpus, mandamus, injunction, prohibition, or other original proceeding, the sum of ten dollars, and in all motions, orders to show cause, and like proceedings in actions not involving the merits therein, and in actions not brought into court as above provided, and in the issuance of certificates to attorneys at law admitted to practice in this state, such sum as shall be fixed by rule of the court.

The clerk shall not file any such return or issue any writ in any original proceeding, or file any such motion, application for order to show cause, or like proceeding or issue any certificate to any attorney at law until such payment shall have been made, and when made he shall pay such sum into the state treasury as provided for by General Statutes of Minnesota 1913, Section 296.

Sec. 2. Effective June 1, 1915.—That the clerk of the supreme court shall be held liable or responsible for no other charges except as provided in Section 1 hereof, and that Section 5761 General Statutes of Minnesota 1913, is hereby repealed, except as to appeals pending in said court at the time of the taking effect of this act.

Sec. 3. This act shall take effect and be in force from and after June 1, 1915.

Approved April 19, 1915.

CHAPTER 178—H. F. No. 997.

An Act providing a method for the correction of erroneous statements and summaries prepared by a county auditor or county auditors, as the case may be, in county or judicial ditch proceedings, and giving the auditor of any county affected authority to release and discharge the liens set forth in the erroneous statements and summaries, and providing a method therefor, and authorizing the register of deeds to release and discharge such erroneous statements and summaries and the liens represented thereby from the lands described therein on the records of his office and to substitute therefor corrected statements and summaries, and legalizing proceedings heretofore had for the correction of erroneous statements and summaries.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Corrected summary statement of ditch proceedings to be prepared by county auditor and filed with register.—That in all cases in this state where a public drainage ditch has been regularly established by order of a county board or by order of the district court or a judge thereof pursuant to the provisions of Chapter 230 of the General Laws of Minnesota for 1905 and acts amendatory thereof or supplementary thereto, and

where a county auditor or county auditors, as the case may be, has made a tabular statement and summary as required by Section 19 of Chapter 230 of the General Laws of Minnesota for 1905 and filed the same for record in the office of the register of deeds in and for the proper county, which said statement and summary is erroneous and which does not conform to the order of the county board or the order of the district court or the judge thereof, as the case may be, the county auditor or county auditors, as the case may be, shall at the earliest practicable time after the discovery of said error make and prepare in tabular form a correct list and statement of the facts required by said Section 19 of Chapter 230 of the General Laws of Minnesota for 1905, the said corrected statement to be signed and executed by the county auditor or the county auditors, as the case may be, in the manner required by Section 20 of Chapter 230 of the General Laws of Minnesota for 1905, which said corrected statement and summary shall then be filed with and recorded by the register of deeds of the proper county.

Sec. 2. Corrected statement to take place of erroneous statement.—That when said corrected statement and summary has been prepared and filed for record as hereinbefore provided, then and thereupon the said corrected statement and summary shall take the place of the said erroneous statement and summary and the amounts set forth therein shall be of the same force and effect as liens against the lands described therein as if the erroneous statement and summary had been correctly made and in conformity with the order of the county board or of the district court, as the case may be.

Sec. 3. Release of lien as to erroneous statement authorized and other proceedings directed.—That in any case where it becomes necessary to make a corrected statement and summary as hereinbefore provided, the county auditor of any county affected is hereby authorized to release and discharge of record the liens set forth in the erroneous statement and summary in the manner following, to-wit: he shall issue under his hand and official seal a certificate stating that the original statement and summary has been found to be incorrect; that a true and correct statement and summary has been filed in his office and for record in the office of the register of deeds, and that the liens set forth in the corrected statement and summary are substitutes for and in lieu of the liens set forth in the erroneous statement and summary, and shall authorize the register of deeds in and for the proper county to release and discharge the liens set forth in said erroneous statement and summary, and shall direct said register of deeds to substitute in lieu thereof as liens against the lands described therein the amounts set forth in the corrected statement and summary; and when said certificate is recorded in the office

of the register of deeds the liens evidenced by the erroneous statement and summary shall thereupon be released and discharged and the corrected statement and summary and the liens evidenced thereby shall take the place and be in lieu thereof, and the register of deeds in and for the proper county shall thereupon be authorized to release and discharge the original tabular statement and summary and the liens evidenced thereby of record.

Sec. 4. Provision for application of payment where amount paid on corrected statement is more or less than on erratic statement.—That in any case where a corrected statement and summary is made and filed as hereinbefore provided after one or more installments of the liens set forth in the erroneous statement and summary have been collected by the treasurer of the proper county, or have been placed on the tax rolls for any year but not collected, then if the amount of the lien set forth in the corrected statement and summary against any particular description is less than the amount set forth in the erroneous statement and summary, the county auditor of the proper county shall make each of the installments unpaid proportionately lesser, so that the total amount collected as a lien against any particular description shall be equal to the amount set forth in the corrected tabular statement and summary with interest hereon; and if the amount of the lien set forth in the corrected statement and summary is more than the amount set forth in the erroneous statement and summary, the county auditor of the proper county shall make each of the installments unpaid proportionately larger so that the total amount collected as a lien against any particular description shall be equal to the amount set forth in the corrected tabular statement and summary with interest thereon.

Sec. 5. Actions of county auditors to make corrections legalized.—That in all cases where the county auditor or county auditors, as the case may be, have proceeded in the manner herein provided for correcting erroneous statements and summaries in county or judicial ditches, the same are hereby in all respects legalized and the erroneous statement and summary is hereby declared to be null and void and the corrected statement and summary is hereby given the same force and effect as if an erroneous statement and summary had never been made or filed.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 19, 1915.

CHAPTER 179—H. F. No. 1148.

An Act authorizing any county in this state having not less than six million dollars of assessed valuation and not more than ten million dollars of assessed valuation of taxable property, and an area of not less than seventy-five congressional townships and not more than one hundred congressional townships, to issue and sell its negotiable bonds for the purpose of paying off and taking up interest coupons on the outstanding drainage bonds of such county.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain counties authorized to issue bonds for paying off and taking up interest coupons on drainage bonds.—The county board of each county in this state now or hereafter having not less than six million dollars assessed valuation and not more than ten million dollars assessed valuation of taxable property, and having an area of not less than seventy-five congressional townships and not more than one hundred congressional townships, wherein any drainage ditch has been wholly or partly located and established, and wherein the bonds of such county have been issued and sold or shall hereafter be issued and sold, to defray the cost and expense incurred or to be incurred in locating, establishing and constructing any such ditch or ditches in such county, is hereby authorized to issue the negotiable bonds of any such county in such amount as they shall deem necessary, for the sole purpose of paying off and taking up the interest coupons as they shall mature on any of the drainage bonds of any such county, where by reason of the non-payment of the liens on state or United States lands or the interest on such liens, or on any of the same, there shall be insufficient funds in the drainage fund of any such county to pay such interest coupons as they mature, the provisions of the many other laws relating to drainage bonds to the contrary notwithstanding.

Sec. 2. Bonds to run not longer than ten years at 6 per cent.—Such bonds shall be payable at such time or times not to exceed ten years from their date and shall bear such rate of interest not to exceed six per cent per annum payable annually or semi-annually all as the county board shall by resolution determine. Each bond shall contain a recital that it is issued by authority of and in strict accordance with the provisions of this act, and shall be signed by the chairman of the county board and countersigned by the county auditor, who shall keep a record thereof. Said county board shall have power to negotiate said bonds as they shall deem for the best interests of said county but for not less than their par value. The proceeds from the sale of all such bonds shall be placed in an interest fund account of such county and shall be used for no other purpose than the payment of the

interest coupons that may mature from time to time on the drainage bonds of such county, or any thereof.

Sec. 3. County board to provide means of payment.—Such county board shall provide moneys for the payment of the principal and interest of said bonds herein authorized to be issued as they severally mature out of the general ditch fund or other funds of said county, substantially in accordance with the provisions of Section 18 of Chapter 230, General Laws 1905, as amended.

Sec. 4. To be issued before Dec. 31, 1916.—No such county shall have authority to issue any bonds under the provisions of this act after Dec. 31, 1916.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 19, 1915.

CHAPTER 180—H. F. No. 1167.

An Act authorizing towns to light public highways and to pay the expense thereof from the town road and bridge fund.

Be it enacted by the Legislature of the State of Minnesota:

Section 1—Paying for lighting of highways out of road and bridge fund.—The town board of any town is hereby authorized to light any public highway within its territorial jurisdiction where such lighting is necessary for the safety of travel upon such highway at night. The cost of the installation and maintenance of such lights shall be paid from the town road and bridge fund.

Approved April 19, 1915.

CHAPTER 181—S. F. No. 112.

An Act to amend Section 4782, General Statutes 1913, relating to the protection, hunting and shooting of game and water fowls.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Time and procedure for killing aquatic fowl.—That Section 4782, General Statutes 1913, be, and the same is hereby amended so as to read as follows:

4782. It shall be unlawful and is hereby prohibited for any person or persons;

(1) To pursue, take, catch, or kill any aquatic fowl by any other means than by the use of guns held at arm's length and discharged from the shoulder;

(2) To pursue, take, catch, or kill any aquatic fowl, or to hunt with or shoot from any boat, canoe, contrivance, or device whatever, not otherwise prohibited on any of the waters of this state outside or beyond the natural covering of weeds, rushes or other vegetation growing above the water, or within such natural covering or vegetation in any boat or craft except such as are propelled by paddle, oar, oars or pole held in the hands;

(3) To hunt or molest aquatic fowl, other than wild geese and brant by the use of a rifle, between the 7th day of September of any year and the succeeding first day of December. But nothing in this section contained shall prevent the pursuing, taking, catching or killing of wild geese and brant, by the use of shot guns held at arm's length and discharged from the shoulder, upon the frozen waters, rivers and lakes of this state between the seventh day of September of any year and the succeeding first day of December.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 182—S. F. No. 159.

An Act to authorize the county auditor and county treasurer in counties having a population of less than one hundred and fifty thousand inhabitants to pay claims against the county, for labor and for the use of teams, without the same having been first audited and allowed by the county board where the claim is for manual labor on public roads or for the use of teams in the construction, improvement or maintenance of public roads.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Auditor and treasurer to pay laborers before bills are audited by county board.—Where any county having a population of less than one hundred and fifty thousand inhabitants is engaged in constructing, improving, maintaining or repairing any public road by day labor, it shall be lawful for the county auditor and county treasurer to pay the claims of the laborers who have performed manual labor on said roads, for such labor, and the claims of persons who have furnished teams and wagons or plows or scrapers in the performance of work on such roads for the use of such teams and such equipment, without such claims having first been audited and allowed by the county board, provided such claims shall be evidenced and authenticated as herein provided, and be in the form as hereinafter provided.

Sec. 2. County board to authorize the issuance of time checks, and form of check.—The county board may authorize the

overseer, superintendent or foreman designated by it to have charge of the construction, improvement or maintenance of any road, to issue time checks with reference to such road work, which time checks shall be issued and be in the form hereinafter prescribed, provided, however, that the aggregate amount of the time checks so issued by any overseer, superintendent or foreman, as to any one road, shall not exceed such amount as shall have been previously specified by resolution of the county board.

Any overseer, superintendent or foreman so authorized, shall, on the 15th and last days of each calendar month, issue to all persons who have performed manual labor in the carrying on of such work, or who have furnished a team or teams with wagon, plow or scraper, a time check, so-called, for all labor performed by the person to whom the same is issued for labor on the road designated, or for the hire of teams and wagons, plows or scrapers upon the road work specified therein, prior to the date of the issuance of the same, and as to which no time check has been previously issued.

Such time check shall be substantially in the form hereinafter set forth, to-wit:

TIME CHECK

To the County Auditor and County Treasurer of County, Minn.

This is to certify that.....is entitled to have and receive from.....County, Minnesota, the sum of.....dollars for labor performed and for team..... furnished on and in and about the construction, improvement or maintenance of.....Road No.....as shown by the hereto attached schedule.

Beginning....., Ending....., 191.....

(Here indicate hours of employment of labor or teams on each date).

DATE		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total Hrs	Rate	Amount				
CON- STRUC- TION	Man hours																																						
	Team hours																																						
																																TOTAL							
DATE		1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	Total Hrs	Rate	Amount				
MAINTENANCE	Man hours																																						
	Team hours																																						
																																TOTAL							
and I further certify that the foregoing is true and correct and that the labor above specified was actually performed and that the team or teams therein specified were actually used and employed in and on the work of constructing, improving or maintaining said road and that no time check has heretofore been issued to said person for said labor or for the hire of said team..... for the time above specified.																																Deduct for							
																																Balance due							

Dated at.....this.....day of..... 191.....

.....
Overseer, Superintendent or Foreman.

STATE OF MINNESOTA } ss.
County of..... }

.....being first duly sworn, deposes and says that the within account is just and true that the labor has been performed and is of the value stated, that no part thereof has been paid.
Subscribed and sworn to before me this.....day of 191.....

The overseer, superintendent or foreman issuing any such time check shall fill in all the blank spaces therein, indicating therein the hours of labor performed on each date. He shall sign the same before delivering it to the person in whose favor it is issued. Such time check shall be made out in duplicate; one copy thereof shall be delivered to the claimant and the other shall be forthwith delivered to the county auditor. The auditor shall not issue a warrant to the claimant until he shall have compared the copy delivered to him with the copy delivered to the claimant, nor in any event unless the two copies are alike, nor shall he issue such warrant unless the copy presented by the

claimant shall have been verified by the oath or affirmation of the claimant, nor until such claimant shall surrender to the auditor the copy of such time check delivered to him. Every such overseer, superintendent or foreman is hereby authorized to administer such oath or affirmation to any such claimant. Upon the surrender to him of such time check the auditor may issue a warrant therefor which warrant shall be payable by the county treasurer. The auditor shall endorse upon the time check so surrendered, the date of payment thereof and the number of the warrant issued therefor.

If any person who would otherwise be entitled to the issuance to him of a time check on the 15th or last day of any month quits the employment of the county, or is discharged therefrom before such dates, the overseer, superintendent or foreman, as the case may be, shall thereafter and within twenty-four hours after the termination of such employment, issue to such person a time check as herein provided.

Sec. 3. Fraudulent issue of time checks declared a felony.—It shall be unlawful for any person to issue any such time check in the assumed capacity of overseer, superintendent or foreman without first having been authorized so to do by the county board. It shall be unlawful for the overseer, superintendent or foreman to knowingly issue and deliver to any person any false or fraudulent time check. It shall be unlawful for any person to alter or change any time check issued by any overseer, superintendent or foreman. Any person violating any of the provisions of this section shall be guilty of a felony and punished by imprisonment in the state prison for not more than five years.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 183—S. F. No. 356.

An Act entitled "An Act authorizing cities now or hereafter having a population of over fifty thousand inhabitants to accept gifts, devises or bequests or money or property in trust for certain purposes, and to administer such trust by such officers or trustees as may be designated in the will or instrument creating the trust."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Cities of first class given power to accept gifts, etc., and to administer trusts.—That any city in the state of Minnesota now or hereafter having a population of over fifty thousand inhabitants, shall, in addition to all other powers now possessed by it, have, and it is hereby given, power and authority

to accept in trust, gifts, devises and bequests of money or property, whether the same be donated, devised or bequeathed prior or subsequent to the passage of this act, for the purpose of founding, establishing and maintaining free medical dispensaries for the benefit of the poor of any such city or of the county in which any such city is situated, and for the purpose of founding, establishing and maintaining free public libraries for the use and benefit of the inhabitants of any such city or of the county in which any such city is situated.

Sec. 2. Donor may designate officials to administer trust.—Any such city is hereby authorized and empowered to administer any gift, devise or bequest to it in trust for the purposes aforesaid, by such officials, officers or trustees as the donor or testator may designate for that purpose in the will or instrument creating the trust, and in accordance with the terms of such will or instrument, and any officers or officials of any such city or of any county in which any such city is situated, as may be designated to administer any such trust by any will or other instrument creating the trust in any such municipality for either or both of the purposes aforesaid, are hereby empowered to administer, and are hereby charged with the duty of administering, such trust in accordance with the terms of the will or instrument creating the same.

Sec. 3. Application.—This act shall apply to cities having a population of over fifty thousand inhabitants now or hereafter operating under a home rule charter adopted pursuant to Section 36, Article 4, of the Constitution of the State of Minnesota.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 184—S. F. No. 407.

An Act to amend Section 1625 Revised Laws of 1905, as amended by Chapter 321 Laws of 1907, relating to the taxation of insurance companies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Domestic mutual fire insurance companies to pay 2 per cent tax on gross premiums.—That Section 1625 of the Revised Laws of 1905, as amended by Chapter 321 of Laws of 1907, be amended so as to read as follows:

Section 1. Every domestic and foreign company, except town and farmers' mutual fire insurance companies, *and domestic mutual fire insurance companies*, shall pay to the state treasurer on or before March 1, annually, a sum equal to 2 per cent of the "gross" premiums less return premiums "on all direct business"

received by it in this state, or by its agents for it, in cash or otherwise, during the preceding calendar year. In the case of every domestic company such sums shall be in lieu of all other taxes except those upon real property owned by it in this state, which shall be taxed the same as like property of individuals, and in the case of every foreign company such sums shall be in lieu of all other taxes, except those upon real and personal property owned by it in this state, which shall be taxed the same as like property of individuals, and except that in addition thereto, every foreign fire company doing business in any city wherein a salvage corps has been established pursuant to law for which such company or its agents for it are not otherwise subject to taxation shall at the same time pay to the treasurer of the duly authorized board of underwriters therein a tax equal to 2 per cent of the gross amount of premiums received by it, or for it, in such city, which shall be used by such board for the equipment and maintenance of such corps.

The provisions of this section shall not apply to any domestic mutual company insuring its members against loss or damage by tornado, hail or cyclone, or loss of live stock from disease or accident, which pays as salary and compensation to any one officer or member in any year no more than the aggregate sum of one thousand dollars (\$1,000) *nor to domestic companies organized exclusively to write insurance against loss or damage by cyclone, tornado and windstorm, or any one or more of them upon the mutual plan, which pay as salary and compensation to any one officer or member in any one year no more than the aggregate sum of two thousand dollars (\$2,000).*

Approved April 20, 1915.

CHAPTER 185—S. F. No. 596.

An Act to amend Section 6522 of General Statutes of Minnesota 1913, relating to the formation of corporations for religious, social and other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Provisions that may be included in the formation of certain corporations.—That Section 6522 of General Statutes of Minnesota 1913 be and the same is hereby amended so as to read as follows:

“6522. Any three or more persons or religious corporations may form a corporation for any one or more of the following purposes, viz.: Religious, social, moral, educational, scientific, medical, surgical, benevolent, fraternal or reformatory purposes, or for establishing, maintaining, and operating clinical, pathological, medical or surgical research laboratories, or for provid-

ing, erecting, owning, leasing, furnishing and managing any building, hall or apartments, *lands or grounds* for the use in whole or in part of any society, societies, body or bodies, incorporated or unincorporated, organized for any one or more of said purposes, or for the purpose of improving, or beautifying any public roads, streets, grounds, parks, water or water fronts; provided that any such improvement shall be carried out under the supervision of a public official having control of public property to be so improved."

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 186—S. F. No. 746.

An Act to authorize cities of the first class to levy taxes for defraying the current expenses of such city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Six and one-half mills tax levy authorized in certain cities.**—Any city of this state now or hereafter having over fifty thousand inhabitants and not governed under a charter adopted pursuant to Section 36, Article 4 of the State Constitution, is hereby authorized and empowered to levy annually such tax on all the taxable property in the city as it shall deem necessary, in addition to the other revenue of the city applicable thereto, to defray the current expenses of the city for the next fiscal year, but no such taxes for current expenses of such city shall in any year amount to more than six and one-half mills on each dollar of the assessed valuation of the taxable property in the city. Such levy of taxes shall be made by resolution of the city council or other chief governing body of the city at the same time and in the same manner as other taxes of the city are levied, and all taxes levied under this act shall be extended upon the tax lists of the county and collected and enforced in like manner and by the same agencies as other taxes levied by such city are extended, collected and enforced.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 187—H. F. No. 22.

An Act defining the liability of employers to their employees for personal injury or death.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Liability of corporations for injury or death to employees.—That every company, person or corporation owning or operating, as a common carrier or otherwise, a steam railroad or railway in the State of Minnesota, shall be liable in damages to any employee suffering injury while engaged in such employment; or, in case of death of such employee, to the surviving widow or husband and children of such employee; and, if none, then to such employee's parents; and, if none, then the next of kin dependent upon such employee, for such injury or death resulting in whole or in part from the negligence of any of the officers, agents or employees of such employer, or by reason of any defect or insufficiency due to the employer's negligence.

The damages recoverable in case of death to be distributed to the parties in interest in the same proportion as personal property of persons dying intestate.

Sec. 2. Liability of common carriers.—That every company, person or corporation owning or operating, as a common carrier or otherwise, a steam railroad or railway in the State of Minnesota, shall be liable in damages to any person suffering injury while he is engaged in the line of his employment, or in case of the death of such employee, to his or her surviving widow or husband and children of such employee; and, if none, then of such employee's parents; and, if none, then of the next of kin dependent upon such employee, for such injury or death resulting in whole or in part from the negligence of any of the officers, agents or employees of such employer, or by reason of any defect or insufficiency in such employer's appliances, machinery or apparatus furnished.

Sec. 3. Contributory negligence not to bar a recovery.—That in all actions hereafter brought against any such employer under or by virtue of any of the provisions of this act, to recover damages for personal injury to the employee, or where such injuries have resulted in his death, the fact that the employee may have been guilty of contributory negligence shall not bar a recovery but the damages shall be diminished by the jury in proportion to the amount of negligence attributable to such employee; provided, that no such employee who may be injured or killed shall be held to have been guilty of contributory negligence in any case where the violation by such employer of any statute enacted for the safety of employees contributed to the injury or death of such employee.

Sec. 4. Employee not to be held to have assumed risk of employment.—That in any action brought against any employer under or by virtue of any of the provisions of this act to recover for injuries to or the death of any of its employees, such employee shall not be held to have assumed the risk of his employment in any case where the violation by the employer of any statute enacted for the safety of employees contributed to the injury or death of such employee.

Sec. 5. Contrary contracts declared void.—That any contract, rule, regulation or device whatsoever the purpose or intent of which shall be to enable any employer to exempt such employer from any liability created by this act, shall to that extent be void; provided, that in any action brought against any such employer under or by virtue of any of the provisions of this act, such employer may set off therein any sum he has contributed or paid to any insurance, relief, benefit or indemnity that may have been paid to the injured employee, or the persons entitled thereto on account of the injury or death for which said action was brought.

Sec. 6. Definition of term "employer."—That the term employer as used in this act shall include the receiver or receivers or other persons or corporations charged with the duty of management and operation of any business employing labor.

Sec. 7. Right of action given to surviving widow, children, or next of kin.—That any right of action given by this act to a person suffering injury shall survive for the benefit of the surviving widow or husband and children of any such employee; and if none, then of such employee's parents; and if none, then of the next of kin dependent upon such employee, but in such cases there shall be only one recovery for the same injury.

Sec. 8. Action to be commenced within two years.—That no action shall be maintained under this act unless commenced within two years from the day the cause of action accrues.

Sec. 9. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 188—H. F. No. 182.

An Act to authorize the city council or other governing body of any city in the State of Minnesota now or hereafter having more than ten thousand and not more than twenty thousand inhabitants, not operating under a home rule charter, to levy annually a tax not exceeding two per cent of the assessed value of all the taxable property in such city to defray the current expenses of such city for the next fiscal year.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Tax for current expenses of certain cities not to exceed 2 per cent of assessed value.—The city council or other governing body of any city in the State of Minnesota now or hereafter having more than ten thousand and not more than twenty thousand inhabitants, not operating under a home rule charter, in addition to the powers possessed by such city council or other governing body, is hereby authorized and empowered, acting by resolution duly adopted, to levy annually at the time other city taxes are levied such tax on all the taxable property in such city as it shall deem necessary, in addition to the other revenues of the city applicable thereto, to defray the current expenses of such city for the next fiscal year; but no such tax for current expenses shall in any one year exceed two per cent of the assessed value of all the taxable property in such city.

Sec. 2. Application.—This act shall not apply to cities now or hereafter governed under a charter framed pursuant to Section 36, Article 4, of the constitution of this state, and the several acts of the legislature authorizing cities to adopt their own charters.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 189—H. F. No. 260.

An Act entitled "An Act providing for the irrigation of certain lands by utilizing the water in public drains and ditches, and authorizing the construction of dams, dykes and other controlling or regulating works for such purposes."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Dams and dikes authorized for irrigation purposes.—The owner of any land in this state which is suitable for the culture of wire grass, cranberries, rice or other crops requiring irrigation, may upon being licensed as hereinafter provided, construct upon the lands so owned, and across or upon that portion of any public ditch, drain or water course situated within the boundaries of said land, such dams, dykes or other regulating or controlling works, as may be necessary to secure the use of the water for irrigation. Provided that any dam so constructed shall contain properly constructed gates of sufficient size to carry off the flood water above high water mark within twenty-four hours.

Sec. 2. License to be secured from state drainage engineer.—Any owner desiring to avail himself of the provisions of this act, shall apply for license so to do, to the state drainage engineer of the State of Minnesota, who shall issue a license to the ap-

plicant for the same, under such rules and regulations and guarantees as said engineer may require.

Sec. 3. Bond to be required.—Before any license is granted, said licensee shall execute a bond to the State of Minnesota, for the use of all persons who may be injured by said construction, conditioned for the payment of all damages to persons or property by reason of the construction of said dams, dykes or the use of said water.

Sec. 4. To be under supervision of engineer.—All dams, dykes or other works or structures constructed or erected under the provisions of this act shall be under the supervision and direction of said engineer.

Sec. 5. Not to interfere with public ditches.—Nothing in this act shall be construed as authorizing any act interfering with the benefit and utility of any public ditch, drain or water course, nor to in any manner authorize the use of the water to the damage or injury of the land of any other person, and if at any time it appears that the structures herein authorized cannot be maintained without impairing the utility of a public drain or water course, nor without depriving other land owners of the benefit thereof, then and in that case such license shall, upon demand of the owner or owners of such other land, be immediately revoked.

Sec. 6. Violation a misdemeanor.—Any person violating any of the sections of this act shall be guilty of a misdemeanor.

Sec. 7. Inconsistent acts repealed.—All acts and parts of acts in conflict with the provisions of this act are hereby repealed. This act shall be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 190—H. F. No. 280.

An Act empowering village councils to license and regulate the keeping of public dance halls and the holding of public dances in any village.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Council to license public dance halls.—That the village council of any village shall have power by ordinance to license and regulate the keeping of public dance halls and the holding of public dances therein, as the same now are or may hereafter be defined by law; provided that such village council may in its discretion permit any lodge or society, not organized or maintained for profit, to conduct public dances without being licensed as herein provided.

Approved April 20, 1915.

CHAPTER 191—H. F. No. 320.

An Act to amend Section 3480, revised Laws of Minnesota 1905 same being Section 6996 General Statutes 1913, relating to filing seed grain contracts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Seed grain contracts to be filed with the register of deeds.**—That Section 3480 Revised Laws of Minnesota, 1905, same being section 6995 General Statutes of Minnesota of 1913, be amended so as to read as follows:

“3480. Filing—Duration of lien—To preserve said lien, the person furnishing seed as aforesaid, within thirty days after the execution of such note or contract, shall file the same, or a copy thereof, *with the register of deeds of the county* in which the land upon which the crop is to be grown is situated. Thereupon the lien shall continue for the term of one year from the date of filing, upon the crop growing or grown from such seed, to the amount and according to the terms of the agreement, against the owner and all creditors and purchasers. It shall not be affected by any exemption law, and shall take precedence of all other liens and be notice of its existence to all persons.”

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 192—H. F. No. 366.

An Act to authorize the state auditor to lease school, university, internal improvement and swamp land for taking sand, gravel or black dirt therefrom, providing for building or garden sites, and authorizing the use of a portion of the receipts therefrom for defraying the expense thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **State auditor given power to lease state land for removal of sand, etc.**—The state auditor may at public or private vendue and at such prices and under such terms and conditions as he may prescribe, lease any unsold school, university, internal improvement and swamp land for the purpose of taking and removing sand, gravel and black dirt therefrom, and for building or garden sites; provided that no such lease shall be made for a term to exceed one year; provided further that such lease shall be made subject to sale of the land under legal provisions. All money received for leases under this Act shall be credited to the fund to which the land belongs.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 193—H. F. No. 490.

An Act to amend Section 8202 General Statutes 1913, relating to the liability of employers to compensate employes for personal injury.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Sec. 8202 G. S. 1913 not applicable to steam railroads.**—That Section 8202, General Statutes 1913, be and the same is hereby amended so as to read as follows:

8202. Not applicable to certain employments.—This Act shall not be construed or held to apply to any common carrier *by steam railroad*, domestic servants, farm laborers or persons whose employment at the time of the injury is casual, and not in the usual course of the trade, business, profession or occupation of his employer.

Sec. 2. That this act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 194—H. F. No. 684.

An Act authorizing and empowering any special, independent or common school district in the State of Minnesota, to provide for, establish, conduct and maintain schools for deaf children, blind children, defective speech children and mentally subnormal children in such school districts in certain cases and appropriating money therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Education of deaf children.**—Upon application of any special, independent or common school district, complying with the provisions of this act, made to the state superintendent of education, he may grant permission to such district to establish and maintain within its limits one or more schools for the instruction of deaf children who are residents of the state.

Any school district which shall maintain one or more such schools, shall through its clerk or secretary report to the state superintendent of education annually, or oftener if he so direct, such facts relative to such school or schools as he may require.

The courses and methods of instruction must comply with such requirements as may be outlined by the state superintendent of education. All schools for deaf children established under this act shall be conducted by the combined system which includes the oral, the aural, the manual and every method known to this profession; and the courses and methods of instruction shall be substantially equal or equivalent in efficiency to the course and methods of instruction established and employed in

the State School of the Deaf at Faribault, Minnesota. The state superintendent of education may designate any member of his staff as an inspector to visit and note the progress of the schools provided for in this act.

Permission to establish such special classes may be granted to districts which have an actual attendance of not less than five deaf children, between the ages of four and ten years who may come under the provisions of this act. Blind children, defective speech children and mentally subnormal children are not to be admitted to the same class with deaf children but must each have separate classes and separate teachers.

There shall be paid out of the current school fund in the state treasury annually in the month of July, to the treasurer of the school district board, or of the board of education, in the school district maintaining such school or schools under the charge of one or more teachers, whose appointment and qualifications shall be approved by the state superintendent of education, the sum of one hundred (\$100.00) dollars for each deaf child instructed in such school or schools having an annual session of at least nine months during the year preceding the first day of July.

It shall be the duty of the treasurer of the school district or of the board of education receiving the aid provided for in this section, to render annually to the state superintendent of education an itemized statement of all expenditures of said school or schools. Any surplus at the end of the year shall be reserved as a special fund for the education of the deaf children of that district and can be used for no other purpose.

Sec. 2. Education of blind children.—Section one (1) of this act shall, so far as applicable, provide for and apply to schools for the blind, except that there shall be paid out of the current school fund in the state treasury annually in the month of July to the treasurer of the school district maintaining a school or schools for the blind under the charge of one or more teachers whose appointment and qualifications shall be approved by the state superintendent of education, the sum of one hundred (\$100.00) dollars for each blind pupil instructed in such school or schools having an annual session of at least nine months during the year next preceding the first day of July.

Sec. 3. Education of defective speech children.—Section one (1) of this act shall, so far as applicable, provide for and apply to schools for defective speech children, except that these schools shall be under the control of the state superintendent of education and that there shall be paid out of the current school fund in the state treasury annually in the month of July to the treasurer of the school district maintaining a school or schools for defective speech children under the charge of one or more teach-

ers whose appointment and qualifications shall be approved by the state superintendent of education, the sum of one hundred (\$100.00) dollars for each defective speech child instructed in such school or schools having an annual session of at least nine months during the year next preceding the first day of July; and a share of such sum proportionate to the term of instruction of any such pupil who shall be so instructed less than nine months during such school year.

Sec. 4. Education of mental subnormal children.—Section one (1) of this act shall, so far as applicable, provide for and apply to schools for mental subnormal children, except that these schools shall be under the control of the state superintendent of education and that there shall be paid out of the current school fund in the state treasury annually in the month of July to the treasurer of the school district maintaining a school or schools for mental subnormal children under the charge of one or more teachers whose appointment and qualifications shall be approved by the state superintendent of education, the sum of one hundred (\$100.00) dollars for each mental subnormal child instructed in such school or schools having an annual session of at least nine months during the year next preceding the first day of July.

Sec. 5. Limitation of attendance.—Permission to establish such special classes as may come under the provisions of Sections 2, 3 and 4 of this act, may be granted to districts which have an actual attendance of not less than five children, between the ages of four and sixteen years.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 195—H. F. No. 741.

An Act relating to insurance agents and brokers; providing penalties for violation thereof; and for the repeal of Chapters 107, 223, 514, Laws 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. License to be obtained from insurance commissioner.—No person shall act or assume to act as an insurance agent or broker in the solicitation or procurement of applications for insurance, nor in the sale of insurance or policies of insurance, nor in any manner aid as an insurance agent or broker in the negotiation of insurance by or with any insurance company or association, except fraternal beneficiary associations and township mutual companies, until such person shall have obtained from the commissioner of insurance a license therefor.

Sec. 2. To be granted only on written application of company.—A license to any person to act as agent for any insurance company or association shall only be granted by the commissioner of insurance upon the written application by such company or association upon forms prescribed by the commissioner of insurance and the payment of the fee required by law. Such licenses shall be issued for the term ending on the first day of March thereafter.

Sec. 3. What application must contain.—A license to act as insurance broker shall only be granted by the commissioner of insurance upon application made in writing and verified by oath by the person seeking such license and the payment of the fee required by law; and such application shall be in the form prescribed by the commissioner of insurance and shall give a statement of the occupations in which the applicant has been engaged for the preceding five years.

Sec. 4. Definition of term "insurance broker."—Whosoever, not being the appointed agent or officer of the insuring company, acts for another person, firm or corporation, or in any manner aids another person, firm or corporation, for compensation or profit, in effecting or in procuring insurance or in placing or securing insurance or in the purchase of insurance; or whosoever, not being the appointed agent or officer of the insuring company, procures a policy of insurance to be issued to or on behalf of another person, firm or corporation, or procures insurance to be effected or placed for or on behalf of another person, firm or corporation, at the request of or with the consent of such other person, firm or corporation, and collects, receives or accepts in money, or other thing of value, or gives credit for, the whole or any part of any premium, policy fee, or assessment on or for such policy of insurance, and does not forthwith pay or deliver the whole thereof over to the company or its agent entitled thereto issuing such policy or effecting such insurance, shall be deemed an insurance broker. Such broker's license shall be issued and be in force for one year from its date of issue unless revoked or suspended by the commissioner of insurance.

Sec. 5. Insurance commissioner to pass upon qualification of applicant.—No person shall be licensed by the commissioner of insurance as an insurance agent or broker if the commissioner of insurance shall be satisfied that such person is incompetent or unqualified to act as such insurance agent or broker; or that such person does not in good faith intend to carry on the business of insurance agent or broker; or that such person is untrustworthy; or that such person has unreasonably failed to pay over to any insurance company, agent or broker, or policyholder or member of any insurance company or association entitled

thereto the whole or any part of any premium or return premium, or moneys or other thing of value in his hands, arising out of any insurance transaction, and due or payable to or belonging to any policyholder or other person, firm or corporation; or that such person has wilfully misrepresented to any person, firm or corporation the terms or conditions of any policy or contract of insurance or the financial standing or condition or manner of doing business of any insurance company or association, agent or broker; or that such person has deceived or defrauded, or attempted to deceive or defraud any person, firm or corporation in connection with any insurance transaction; or that such person has been dishonest in connection with any insurance transaction; or that such person has urged or procured any person, firm or corporation to lapse any policy or contract of insurance in any company or association which is now or has been licensed to do business in the state to the damage of such person, firm or corporation; or that such person has violated any of the provisions of the laws of this state in any way relating to insurance or the transaction or negotiation of insurance, or insurance agents, or brokers, or any lawful ruling of the commissioner of insurance; or that such person is not of good moral character.

Sec. 6. Insurance commissioner may revoke license.—The commissioner of insurance may at any time revoke the license of any insurance agent or broker or suspend the same for not less than thirty (30) days if he shall be satisfied that any such licensee is not qualified under the provisions of the foregoing section, and he shall give such notice thereof as he deems will best protect the public.

Sec. 7. License to be revoked on application of company.—The license of any person as agent for any insurance company shall likewise be revoked by the commissioner of insurance when written request therefor is made by such company.

Sec. 8. Notice of revocation to be given by mail.—Notice of such revocation or suspension shall be given to such person by mail and shall be deemed complete if such notice is deposited in the mails, postage prepaid, directed to such person at his last-known place of residence as disclosed by the application for license on behalf of such person. Notice of such revocation or suspension or the refusal of an agent's license shall in like manner be given to the company which applied therefor. Notice of the refusal of a broker's license shall in like manner be given the applicant therefor.

Sec. 9. Complaint to be in writing and insurance commissioner to give hearing.—The commissioner of insurance, when he deems it advisable, may require any complaint made against an insurance agent or broker to be in writing and sworn to by

the person or persons making the same. When the commissioner of insurance shall deem it advisable, and in all cases where such person or company requests the same in writing, the commissioner of insurance shall grant a summary hearing in his office to determine whether or not such license shall be refused, revoked or suspended, and if an appearance shall not be made at such hearing, the license of the person applying for the same, or on whose behalf application for the same is made, shall be forthwith refused, revoked or suspended, as the case may be. Whenever the license of any agent or broker has been refused or revoked no new application for such license shall be entertained by the commissioner of insurance for one year thereafter and then only upon condition that such person shall file with the commissioner of insurance a good and sufficient bond in the sum of \$5,000.00 for the protection of the citizens of the state.

Sec. 10. Insurance commissioner to pass upon fitness of applicant.—Upon proper complaint the commissioner of insurance may, in like manner, determine the unfitness of any person whose license as agent or broker has expired, or, in the case of an agent, has been revoked upon the request of the company for which he was licensed, to be thereafter licensed as insurance agent or broker, and record thereof shall be made as in the case of revocation, refusal or suspension of an agent's or broker's license.

Sec. 11. Record to be kept by insurance commissioner.—The commissioner of insurance shall keep a record of the name and address of every person whose license as agent or broker has been refused, revoked or suspended, together with a brief statement of the reasons therefor and the facts connected therewith, which record shall be open to public inspection.

Sec. 12. Insurance companies prohibited from making application for license or keeping in employ unfit persons.—No insurance company, its officers, agents or managers, shall knowingly make application to the commissioner of insurance for a license as agent on behalf of any person who is known to such company, its officers, agents or managers, making such application, to be unfit or disqualified to be licensed as an insurance agent as defined by the provisions of this act, and immediately upon the discovery by such company, its officers, agents or managers, having supervision of such agent, of such unfitness or disqualification such company or such officers, agents or managers shall forthwith request the commissioner of insurance in writing to revoke the license of such agent; nor shall any company retain in its employ any agent known by it to be disqualified or unfit to be licensed as an insurance agent as defined by this act.

Sec. 13. Appeal allowed to the district court.—Any person aggrieved by any ruling or order of the commissioner of insurance made under the provisions of this act, may appeal there-

from to any district court of the state by serving written notice of such intention upon the commissioner of insurance, specifying such court, within ten (10) days after the same is made. The commissioner of insurance shall thereupon file with the clerk of such court a certified copy of his order or ruling and findings of fact upon which the same are based, which shall be prima facie evidence of the facts therein stated. Thereupon the court shall summarily hear and determine the questions involved on said appeal.

Sec. 14. Insurance commissioner given power to compel attendance of witnesses for investigation.—The commissioner of insurance shall have full power to summon and compel the attendance of witnesses before him to testify in relation to any matter which is, by the provisions of this act, or other provisions of the laws of this state relating to insurance, a subject of inquiry or investigation, and may require the production of any book, paper or document deemed pertinent thereto. Such summons shall be served in the same manner and have the same effect as subpoenas from district courts of this state. All witnesses summoned shall receive the same compensation as is paid to witnesses in the district court, which shall be paid out of the contingent fund of the department of insurance upon proper vouchers for the same signed by the commissioner of insurance, and the commissioner of insurance shall, at the close of the hearing wherein such witness was subpoenaed, certify to the attendance and mileage of such witness, which certificate shall be filed with such vouchers. All investigations held by or under the direction of the commissioner of insurance may, in his discretion, be private, and persons other than those required to be present by the provisions of this act may be excluded from the place where such investigation is held, and witnesses may be kept separate and apart from each other and not allowed to communicate with each other until they have been examined.

Sec. 15. Commissioner and deputy authorized to administer oaths.—The commissioner of insurance and his deputy are each hereby authorized and empowered to administer oaths and affirmations to any person appearing as witness before them; and false swearing in any matter or proceeding aforesaid shall be deemed perjury and shall be punished as such.

Sec. 16. Insurance commissioner may punish for contempt.—Any witness who refuses to be sworn, or who refuses to testify, or who disobeys any lawful order of said commissioner of insurance or his deputy, in relation to said investigation, or who fails or refuses to produce any paper, book or document touching any matter under examination, or who is guilty of any contemptuous conduct, after being summoned to appear before them to give testimony in relation to any matter or subject under

examination or investigation as aforesaid, may be summarily punished by the said commissioner of insurance or his deputy, as for contempt by a fine in a sum not exceeding one hundred dollars.

Sec. 17. District court resorted to for enforcement.—Disobedience of any subpoena in such proceeding, or contumacy of a witness, may, upon application of the commissioner of insurance, be punished by any district court in the same manner as if the proceedings were pending in such court.

Sec. 18. No commission to be allowed to unlicensed agent.—No commission or other compensation shall be paid or allowed by any person, firm or corporation to any other person, firm or corporation acting or assuming to act as an insurance agent or broker without a license therefor.

Sec. 19. Violation a misdemeanor.—Any person, firm or corporation violating or failing to comply with any of the provisions of this act, and any person who acts in any manner in the negotiation or transaction of unlawful insurance with an insurance company not licensed to do business in the state, or who as principal or agent violates any provision of law relating to the negotiation or effecting of contracts of insurance, shall be guilty of a misdemeanor.

Sec. 20. When license is to be revoked.—The commissioner of insurance shall revoke the license of any agent or broker or officer, director, manager or other official of any insurance company refusing or neglecting to appear or testify at any hearing held before the commissioner of insurance, or failing or refusing to produce any books, papers or documents demanded by the commissioner of insurance, when such persons have been notified by the commissioner of insurance in writing to so appear and testify or produce books, papers or documents at such hearing.

Sec. 21. Chapters 107, 223 and 514 of the Laws of 1913 are hereby repealed.

Approved April 20, 1915.

CHAPTER 196—H. F. No. 757.

An Act to amend Section 3431, General Statutes of Minnesota 1913, relating to the capital of real estate title insurance companies, providing for setting apart a part thereof as a guaranty fund and authorizing such companies to make abstracts of title to real property for compensation.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Deposit of guarantee fund to be made with insurance commissioner and company given right to collect income.—

That Section 3431 of the General Statutes of Minnesota 1913 be, and the same is hereby amended so as to read as follows:

Sec. 3431. The capital stock of every real estate title insurance company shall not be less than \$200,000.00, and before issuing any policy or other contract of guaranty or insurance, it shall set apart and keep separate not less than two-fifths thereof, and not less than \$100,000.00 in any case as a guaranty fund, and invest the same according to law, *and the securities in which said guaranty fund is invested shall be duly deposited with the commissioner of insurance for Minnesota, and his certificate thereof procured as provided by law. Such deposit shall be maintained unimpaired,* and the principal of such fund shall be applied only to the payments of losses and expenses by reason of its guaranty and insurance contracts, *with the right to the company to collect the income thereof and to substitute other like securities of equal amount and value from time to time. After the investment of such portion of its capital stock as hereinbefore provided, and the deposit of the securities in its guaranty fund as aforesaid, the remainder of its capital stock may be invested in such securities, records, abstract plants and equipment as the board of directors of such company shall determine to be suitable for the transaction of its business, and in addition to the powers now possessed, such companies are authorized to make abstracts of title to real property for compensation. Two-fifths of every increase of capital shall be likewise set apart and added to such fund so that the same shall always be at least two-fifths of its entire capital, and it shall make no contract of guaranty or insurance when it is less.*

Approved April 20, 1915.

CHAPTER 197—H. F. No. 810.

An Act to legalize proceedings heretofore had for the annexation of unorganized territory to school districts, in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain proceedings for annexation of territory to school districts validated and confirmed.**—Wherever a petition shall have been heretofore presented to a board of county commissioners, purporting to have been signed by a majority of the freeholders or legal voters, residing within a school district, however organized, in said county, and qualified to vote at school meetings in said district, praying for the annexation of certain unorganized territory to said school district, and said board of county commissioners, after consideration of said matter shall have made an order granting said petition and annexing said

unorganized territory to said school district, said territory shall in all things be deemed legally annexed to said school district, and all proceedings had for the annexation of said territory are hereby validated and confirmed;

Provided, that this Act shall not apply to any territory where an action may now be pending in any court involving the legality of any such annexation proceedings.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 198—H. F. No. 840.

An Act to empower the council of cities of the third class operating under a home rule charter to erect and maintain dams across streams the navigable portions of which lie wholly within the limits of this state.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Council given power to maintain dams for purpose of creating an artificial lake in a public park.—The council of every city of the third class operating under a home rule charter and which city owns and maintains a public park on any stream, the navigable portions of which lie wholly within the limits of this state, is hereby empowered to erect and maintain a dam over and across such stream for the purpose of using the back water thereof for an artificial lake or pool connected with such public park, provided that such dam shall be built in such a manner that it will not force the waters of said stream over the high water or meandered borders of such stream.

Sec. 2. Plans to be approved by chief of engineers, secretary of war and state drainage commission.—No dam as hereinbefore provided for shall be built or commenced until the location and plans thereof have been submitted to and approved by the chief of engineers and the secretary of war of the United States, and until the location and plans thereof have been submitted to and approved by the state drainage commission of the State of Minnesota, and it shall be unlawful to deviate from such plans either before or after completion of the structure unless the modification of said plans has previously been submitted to and received the approval of the chief of engineers and secretary of war of the United States and said state drainage commission.

Sec. 3. Authority subject to laws of the state and United States.—The authority and power herein conferred upon the council of said cities is given subject to all the laws, rules and regulations of the State of Minnesota and the United States relating to such matters.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 199—H. F. No. 1062.

An Act to establish a state teachers' insurance and retirement fund and to authorize the payment of annuities and benefits from such fund to retired teachers of public schools and of other educational, correctional and charitable institutions supported wholly or in part by the State of Minnesota and to regulate the creation, collection, management and disbursement thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Construction of various terms in determining pensioners.**—The word teacher as used in this act shall include any teacher, supervisor, principal, superintendent, or certified librarian employed in any educational or administrative capacity in the public schools of Minnesota, or in any educational, correctional, or charitable institution supported wholly or in part by this state, excepting those employed in the University of Minnesota. The term "member of the Fund Association," wherever used in this act, shall mean and include every teacher, (as herein defined), who shall contribute to the Teachers' Insurance and Retirement Fund by the payment of the dues hereinafter provided by this act.

Sec. 2. **Teachers' insurance and retirement fund created and assessments to be paid.**—For the purpose of better compensating the teachers in the public schools and making the occupation of "teacher" in this state more attractive to qualified persons, there is hereby established for the state a fund to be known as the "Teachers' Insurance and Retirement Fund," for the benefit of teachers who have served not less than twenty (20) years except as hereinafter provided. Said fund shall be secured from the following sources:

1st. From assessments on the members of the fund association according to the following schedule:

For the first 5 years of teaching service, \$5.00 per year;

For the second 5 years, \$10.00 per year;

For the next 10 years, \$20.00 per year;

For the next 5 years, \$30.00 per year;

provided that when the regular annual salary as teacher of any member of the fund association shall have reached \$1,500 or more said member shall be assessed upon a percentage basis as follows: One and one-half (1 1-2) per centum per annum, but not more than twenty (20) dollars per year for the first ten years of service as a teacher; and two (2) per centum per annum,

but not more than forty (40) dollars per year, for each successive year of service as teacher; provided that in no case shall the annual assessments based on a percentage rate be less for any year than the flat rate assessments for a single year of the corresponding period, said assessment period to cover not more than twenty-five (25) years in all, after which all assessments shall cease.

2nd. From all money and property received as donations, gifts, legacies, devises, bequests or otherwise, for the benefit of said Teachers' Insurance and Retirement Fund.

3d. From all interest arising from investments of the money belonging to said fund.

4th. From a tax of one-twentieth (1-20) of one mill which is hereby levied annually on all the taxable property located in that part of the state subject to the provisions of this act, after the valuation of said property has been equalized by the state; said tax to be collected by the same officials and at the same time and in the same manner as other taxes in said state, all moneys received from the tax hereby levied to be paid into and become a part of the said Teachers' Insurance and Retirement Fund.

The assessments upon the members of the fund association hereinbefore referred to shall be paid in as many equal monthly payments as there are months in the school year for which the teachers' salaries are paid, and such assessments shall be deducted by the several boards of education or managing bodies from the salaries of teachers as hereinafter provided.

Credit on period of service may be allowed to applicants for membership for periods of employment prior to the taking effect of this law; but in such case the applicant must pay arrearages at the above rates for the period of service for which credit is so allowed under rules to be adopted by the board of trustees, hereinafter referred to, and the rules adopted by said board shall be uniform in their operation as to all persons affected. In case any teacher has retired for any cause before he or she has paid in fees a sum equal to the full amount of fees required for the annuity applied for and to which such teacher is entitled by period of service, there shall be deducted from the first year's annuity to such teacher such sum as will make the total amount paid by said teacher equal to the full amount of said fees.

Sec. 3. Board of education to deduct assessments from monthly salaries and forward to proper authorities, state treasurer to credit all receipts to above fund.—It is hereby made the duty of each board of education or managing body required by law to draw the warrants or orders for payment of salaries of teachers to deduct and withhold from each month's salary due to such teacher the amount which such teacher is required

to pay into said insurance and retirement fund as herein specified, and at the time of such deduction a statement showing the amount of such deductions shall be furnished to such teacher.

Such board of education or other managing body shall, between the first and fifteenth of January and between the first and fifteenth of July of each year, forward to the treasurer of the county in which such school district is situated a statement, verified by the secretary or clerk thereof, showing the amount of money so retained from each teacher in accordance with the provisions of this act, and with said statement shall transmit the entire amount so retained to the treasurer of said county; and in case any school district is situated in more than one county such report and remittance shall be sent to the senior county. Said board of education or other managing body shall also, on or before the fifteenth day of July of each year, transmit to the county superintendent a statement showing the name of each teacher, the number of months of school taught during the year for which the statement is made, the number of months which constitute a school year in said district or institution, and the total amount withheld from the salary of each teacher for the school year preceding, showing also the number of years each of said teachers has taught in the public schools of that district. If no teacher in such public school or other educational institution comes under the provisions of this act, said report shall state such fact and shall be verified by the oath of the clerk or secretary. The failure of any member of a school board, board of education or other body having the management of any educational institution to perform any of the duties here-in required of them shall be a misdemeanor.

Each county superintendent shall each year, on or before the first day of September, report under oath to the board of trustees of the State Teachers' Insurance and Retirement Fund, giving an itemized summary of the statements received by him from the school boards and other educational managing bodies, showing the total amount withheld from the salaries of teachers in said county for the benefit of said insurance and retirement fund. Between the fifteenth and thirtieth day of January and between the fifteenth and thirtieth day of July of each year, the county treasurer of each county shall transmit to the state treasurer all moneys received from the boards of education or other managing bodies of school districts or other educational institutions, in accordance with the provisions of this act, and shall certify under oath to the correctness of the amount so received and transmitted. The state treasurer shall credit all moneys received under the provisions of this act to the State Teachers' Insurance and Retirement Fund.

Provided, however, that the state treasurer, the several county treasurers and the treasurers of the various school districts shall be officially liable for the receipt, handling and disbursement of all moneys coming into their hands belonging to the said State Teachers' Insurance and Retirement Fund, and the securities on the official bonds of each of said treasurers shall be liable for such money the same as for all other moneys belonging to the school funds of this state.

Sec. 4. Composition of board of trustees having management of the fund, organization and investments.—The management of the fund shall be vested in a board of five (5) trustees, which shall be known as the "Board of Trustees of the Teachers' Insurance and Retirement Fund." Said board shall be composed of the following persons: The state superintendent of education, the state auditor, the attorney general and two (2) members of the fund association, who shall be elected by the members of the fund association at the time and place of the annual meeting of the Minnesota Educational Association and shall serve for the term of two years, beginning on the first Monday of January next succeeding their election, except in the case of the first elective members, who shall assume office immediately after their election and serve one for one year and one for two years from the first Monday of January next succeeding their election and until their successors are elected. Vacancies in the elective membership of the board shall be filled by appointment by said board of trustees, the appointee to serve until the next meeting of the fund association, when the members of said fund association shall elect a trustee or trustees to serve for the unexpired term or terms. No person shall be appointed by the board of trustees or elected by the members of the fund association as a member of the board of trustees who is not a member of the fund association at the time of the appointment or election.

In the interval between the passage of this act and the time when the first elective members of the board of trustees shall assume office, as hereinbefore provided, the superintendent of education, the state auditor and the attorney general shall constitute a temporary board of trustees of the Teachers' Insurance and Retirement Fund and shall be empowered to perform the duties of said board.

Said board of trustees shall have power to frame by-laws for its own government, not inconsistent with the laws of the state, and to modify them at pleasure; to elect one of its own members as president of the board and to provide and enforce all rules and regulations necessary to carry into effect the provisions of this act; to elect a secretary, who shall serve during the pleasure of the board, and to fix the salary and prescribe the duties of the office of secretary; to authorize the issuance of

warrants by the state auditor on the state treasurer for the payment out of said fund of all annuities or benefits payable under the provisions of this act, of the salary of the secretary, and other necessary expenses.

All applications for annuities or benefits under this act must be made to said board. In passing upon said applications, said board may summon witnesses and, in the case of applications founded on disability, may require any applicant to submit to a medical examination at his or her own expense, and, in the case of all applicants, may conduct any reasonable investigation to determine the justice of any claim submitted. It may sue or be sued in the name of the board of trustees of the Teachers' Insurance and Retirement Fund, and, in all actions brought by or against it, said board shall be represented by the attorney general. Said board shall constitute a part of the state government, but in any action brought against it by any person claiming to be a beneficiary of said Teachers' Insurance and Retirement fund it shall not claim immunity from suit.

It shall be the duty of said board to invest as much of the funds in its hands as shall not be needed for current purposes. Such investments shall be made in the same class of securities as those in which the school funds of the state are required to be invested, and all securities taken upon such investments shall be deposited with the state treasurer; but in case of necessity such securities may be sold in order to raise money for current purposes. No such sale shall be made except by the unanimous vote of said board, such vote to be entered upon the records of its proceedings. All interest obtained from such investments shall be placed in the general fund, to be used for current purposes. A suitable office in the capitol, with suitable furniture and necessary office supplies, shall be provided by the proper state officer for the use of said board of trustees.

Sec. 5. Annual meeting on second Saturday in September and compensation of members of board.—The board of trustees shall meet annually at the office of the secretary, in the State Capitol, on the second Saturday in September at an hour to be fixed by the board. Special meetings may be held at any time on the call of the president of said board or by any three members thereof. The state auditor, state superintendent of education and attorney general shall serve as members of said board without additional compensation, but the elective members of said board shall be entitled to compensation at the rate of five dollars per day and necessary expenses, while attending all meetings of said board, to be paid out of the insurance and retirement fund.

Sec. 6. Commencement of fiscal year and report of trustees. The fiscal year of the insurance and retirement fund shall be-

gin on the first day of August and shall end on the 31st day of July. The board of trustees shall present annually to the fund association at its annual meeting hereinafter provided for, a report of the condition of said funds for the last preceding year, which shall include the receipts and expenditures on account of the fund, together with a list of the beneficiaries thereof and of the securities in which said fund is invested. A copy of said report shall be sent to the Governor, a copy shall be retained by the state superintendent of education, and a copy sent to each county superintendent, city superintendent, graded school principal, and the superintendent or president of each state educational institution. This report shall be published in the biennial report of the state superintendent of education.

Sec. 7. State treasurer to be ex-officio treasurer of retirement fund.—The treasurer of the state shall be ex-officio treasurer of the Teachers' Insurance and Retirement Fund, and his general bond to the state shall cover any liabilities for his acts as treasurer of said fund. He shall receive all moneys payable to said fund and pay out the same only on warrants issued by the state auditor upon vouchers signed by the president and secretary of the board of trustees. Said treasurer shall give receipts for all moneys received by him for said fund, shall keep full and correct account of the financial transactions connected therewith, and shall make an annual report to the board of trustees at its annual meeting of the receipts and disbursements and other financial transactions connected with said fund.

Sec. 8. Who may become members and conditions of membership.—Any person employed as teacher, when this act takes effect, in any public school in this state or in any other educational institution included in Section One of this act shall be permitted to become a member of the fund association and to receive the benefits of this act, if application be made, in writing to the board of trustees of the Teachers' Insurance and Retirement Fund on or before September 1st, 1917. At the time of making application to the board of trustees as herein provided, such teachers shall notify the local school board or managing body of the institution in which he or she is employed, in writing, of his or her election to come within the provisions of this act and shall authorize said board or managing body as a part of said notice to deduct or withhold on every pay day from his or her salary the amount which he or she would pay into the fund, as specified in Section Two.

Any person who shall accept employment in this state as a teacher, as hereinabove defined, after September 1, 1915, and who shall not have been employed in this state at the time this act takes effect shall by virtue of the acceptance of such em-

ployment become subject to all terms, provisions, and conditions of this act, and shall become a member of the fund association.

Sec. 9. Annuity schedule for teachers asking for retirement, and how payment is to be made.—Any member of the fund association who shall have rendered twenty (20) years or more of service as a teacher in the public schools, one year of which may have been a leave of absence for study, and at least fifteen years of which, including the last five immediately preceding the term of retirement, have been spent in the public schools of this state and who ceases to be employed as a teacher for any reason shall be retired at his or her own request by the board of trustees and receive an annuity in accordance with the following schedule:

For 20 years of service.....	\$350.00
For 21 " "	380.00
For 22 " "	410.00
For 23 " "	440.00
For 24 " "	470.00
For 25 " "	500.00

In computing the time of service of a teacher, the length of the legal school year in the district or institution where such service was rendered shall constitute a year, provided such year shall not be less than seven months. In a calendar year credit shall be allowed for only one year of service. If a teacher teaches for only a fractional part of any year, credit shall be given for such fractional part of a year as the term of service rendered shall bear to the legal school year of such district or institution, but in no case shall the legal year be less than seven months.

Such annuities shall be paid quarterly.

Any teacher who shall become mentally or physically incapacitated after having served as teacher for fifteen (15) years, ten (10) of which shall have been in this state shall be entitled to receive an annual benefit from the insurance and retirement fund equal to as many twentieths of the full annuity for twenty (20) years as the term of total service rendered by such teacher bears to twenty (20) years.

Any person retiring under the provisions of this section may return to the work of teaching in said public schools, but during said term of teaching the annuity or benefit paid to such person shall cease. Said annuity shall again be paid to such person upon his or her further retirement.

Sec. 10. One-half of money paid into fund may be refunded on application of member to withdraw from same.—In the event that any member of the fund association ceases to be a teacher in the state and thereby terminates membership in the fund association before drawing an annuity, such member shall, if ap-

plication be made in writing to the board of trustees within six months after his or her resignation, be entitled to the return out of the fund without interest of such sum as shall equal one-half of all moneys paid into the fund by such teacher; provided further, that, in the event such teacher subsequently returns to teaching in Minnesota and thereby becomes a member of said association, such teacher shall be required to refund to said insurance and retirement fund the amount so drawn with interest thereon at the rate of five per cent per annum, such sum to be refunded within one year from his or her return. In case of the death of any member of this fund association before an annuity shall have been drawn from said fund, the board of trustees shall refund to his or her estate, heirs, or assigns an amount equal to one-half that actually paid into the fund by said member.

Sec. 11. Annuity not subject to legal process.—The annuity so created shall not be subject to assignment or seizure on legal process against any beneficiary.

Sec. 12. Board may reduce annuities.—The board of trustees may ratably reduce the annuities provided in this act whenever, in the judgment of the board, the condition of the fund shall require such reduction.

Sec. 13. Annuities may be granted at once but no payment before Sept. 1, 1916.—Annuities may be granted by the board of trustees at any time after the passage of this act, such annuities beginning at the date on which the grant is made, but no payments shall be made before September 1st, 1916.

Sec. 14. Teachers to elect two members of board at annual meeting.—At the time and place of the meeting of the Minnesota Educational Association in 1915, those teachers who have qualified as members of the fund association by complying with the provisions of Section 8, of this act shall meet at the call of the state superintendent of education for the purpose of electing from said members of the fund association two members of the board of trustees of the Teachers' Insurance and Retirement Fund, as hereinbefore provided, and annually thereafter at the time and place of the annual meeting of the Minnesota Educational Association the board of trustees shall call a meeting of the members of the fund association for the purpose of electing one or more members, as may be required, of said board of trustees, and hearing the annual report of said board, and of transacting any other business that may properly come before said meeting.

Sec. 15. Application.—This act shall not apply to any city of the first class in this state.

Sec. 16. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 200—S. F. No. 153.

An Act to amend Section 8081, General Statutes 1913, relating to notice to terminate contracts for sale of land and the service of said notice.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That Section 8081, General Statutes of Minnesota 1913, be and the same is hereby amended so as to read as follows:

8081. Notice to terminate contract of sale.—When default is made in the conditions of any contract for the conveyance of real estate or any interest therein, whereby the vendor has a right to terminate the same, he may do so, by serving upon the purchaser, his personal representatives or assigns, *either within or without the state*, a notice specifying the conditions in which default has been made, and stating that such contract will terminate thirty days after the service of such notice unless prior thereto the purchaser shall comply with such conditions and pay the costs of service. Such notice must be given notwithstanding any provisions in the contract to the contrary, and shall be served *within the state* in the same manner as a summons in the district court; *without the state, in the same manner, and without securing any sheriff's return of not found, making any preliminary affidavit, mailing a copy of said notice or doing any other preliminary act or thing whatsoever.* Service of said notice *without the state* may be proved by the affidavit of the person making the same, made before an authorized officer having a seal, and *within the state* by such an affidavit or by the return of the sheriff of any county therein.

Provided, however, that three weeks' published notice, and the personal service of a copy of said notice within ten days after the first publication of said notice, and in like manner as the service of a summons in a civil action in the district court upon the person in possession of the premises described in said contract, if the same are actually occupied, shall have the same effect as the personal service of said notice upon said purchaser, his personal representatives or assigns, either within or without the state as herein provided for; and provided further, that in case of such service by publication as herein provided, the said notice shall specify the conditions in which default has been made and shall state that such contract will terminate ninety days after the service of such notice, unless prior thereto the purchaser shall comply with such conditions and pay the costs of service, and the purchaser, his personal representatives or assigns, shall

be allowed ninety days from and after the service of such notice to comply with the conditions of such contract.

If within the time mentioned the person served complies with such conditions and pays the costs of service, the contract shall be thereby reinstated; but otherwise shall terminate. A copy of the notice with proof of service thereof, and the affidavit of the vendor, his agent or attorney, showing that the purchaser has not complied with the terms of the notice, may be recorded with the register of deeds, and shall be prima facie evidence of the facts therein stated; *but this act shall in no case be held to apply to contracts for the sale or conveyance of lands situated in another state or in a foreign country.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 201—S. F. No. 687.

An Act to amend Chapter 115 of the General Laws of the State of Minnesota for the year 1913, entitled, "An Act relating to public schools in special school districts of not less than ten thousand inhabitants nor more than twenty thousand inhabitants, and to provide funds therefor."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That Chapter 115 of the General Laws of the State of Minnesota for the year 1913, be amended to read as follows:

"Fifteen mill school tax authorized in certain districts.—Special school districts now or hereafter having not less than ten thousand inhabitants nor more than twenty thousand inhabitants, are hereby empowered to annually levy for general school purposes a general school tax not exceeding *fifteen* mills on the dollar of the valuation of all taxable property in such school districts, according to the preceding official assessment thereof. This act shall not apply to school districts, the boundaries of which extend into two or more counties.

Sec. 2. **Bond issue authorized.**—The electors of such special school districts are hereby empowered to issue bonds for permanent improvements in any sum not exceeding twelve per cent of their last official assessed valuation.

Sec. 3. **Certain acts repealed.**—Any part of Chapter 156 of the Special Laws of 1878, or any part of Chapter 510 of the Special Laws of 1889, and all acts and parts of acts conflicting with or inconsistent with this act, are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 202—S. F. No. 758.

An Act to amend subdivision 16 of Section 4317 of Revised Laws of Minnesota 1905, as amended by Chapter 375 of General Laws of Minnesota for 1913, relating to exemption of wages, same being subdivision 16 of Section 7951 of General Statutes of Minnesota, 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That subdivision 16 of section 4317 of Revised Laws of Minnesota, 1905, as amended by Chapter 375 of the General Laws of Minnesota for 1913, same being subdivision 16 of Section 7951 of General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

"16". The wages of any person, not exceeding thirty-five dollars, due for any services rendered by him for another during thirty days preceding any attachment, garnishment or the levy of any execution against him, provided, that all wages paid to such person, and earned within said thirty day period, shall be deemed and considered a part of, or all, as the case may be, of said exemption of thirty-five dollars.

Approved April 20, 1915.

CHAPTER 203—S. F. No. 865.

An Act to amend Sections 291 and 5781, General Statutes 1913, relating to the office of court commissioner.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That Section 291, General Statutes 1913, be and the same is hereby amended to read as follows:

Records—Clerical help—The court commissioner shall keep a record of all proceedings had before him in books procured at the expense of the county, and shall be supplied with necessary stationery, which books and unused stationery shall be delivered to his successor; *and in counties having a population of two hundred thousand and over shall be supplied with a suitable office and such clerical help as may be deemed necessary by the board of county commissioners.*

Sec. 2. That 5781, General Statutes 1913, be and the same is hereby amended to read as follows:

Fees of court commissioner.

1. For examining any petition, complaint, affidavit, or any paper wherein an order is required, one dollar.

2. For making and entering an order on the same, fifty cents.

3. For examining an alleged insane or *inebriate* person for commitment, five dollars.

4. For hearing and deciding on the return of a writ of *habeas corpus*, three dollars for each day necessarily occupied.

5. For examination of judgment debtors in proceedings supplementary to execution and for all disclosures in garnishment proceedings in writing, fifteen cents per folio.

6. For all other services rendered by him, the same fees as are allowed by law to other officers for similar services.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 204—S. F. No. 737.

An Act relating to the sale of municipal bonds in and by cities of over 50,000 inhabitants in the State of Minnesota:

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Minneapolis authorized to sell bonds at private sale.**—Every city of this state now or hereafter having over fifty thousand inhabitants and not governed under a charter adopted pursuant to Section 36, Article 4 of the State Constitution, in addition to all other modes by law prescribed and authorized therefor, is hereby authorized and empowered and shall at all times hereafter have the power and authority at its option and through its proper officers to issue and sell at private sales, through such agencies and in such manner and at such times and places and with or without published or other notice of such sales as the city council of such city shall determine, all or any part of the municipal bonds of such city the issuance and sale of which have been, now are or shall hereafter be authorized by law. The bonds so sold at private sale shall be in denominations of one hundred dollars or any multiple thereof not exceeding one thousand dollars, and none of such bonds shall be sold at private sale for less than the amount for which they are by law authorized to be sold and accrued interest thereon. All bonds so sold at private sale shall be reported to the city council of the city for confirmation. The additional power and authority hereby conferred upon said cities may be exercised as herein provided notwithstanding the provisions of any law to the contrary heretofore or hereafter enacted. Provided, however, that this act shall not authorize the sale of bonds in the manner herein provided in amounts in excess of ten thousand dollars from any single bond issue to any person or corporation.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 20, 1915.

CHAPTER 205—S. F. No. 743.

An Act authorizing certain cities of the first class to issue bonds for erecting hospitals and improvements, and for the acquisition of additional equipment for existing hospitals.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. \$100,000 Minneapolis hospital bond issue authorized.—Any city of the first class not governed by a home rule charter is hereby authorized to issue and sell its bonds to an amount not exceeding one hundred thousand dollars (\$100,000), for the purpose of erecting additions to and improvements of its hospitals.

Sec. 2. Issued on authority of council and tax levy ordered.—Said bonds shall be issued only in pursuance of a resolution adopted by a majority vote of the city council or other governing body of such city, and the faith and credit of the city shall be pledged to the payment thereof and the interest thereon. The council or other governing body shall include in the tax levy of each year an amount sufficient to pay the current interest on such bonds, the sinking fund of said city, if there be one, shall be pledged to their redemption at maturity, and the funds derived from their sale shall be expended by and under the direction of such body or department of the city as shall be charged by law with the duty of erecting buildings for hospitals and penal corrections in and for the city.

Sec. 3. Thirty years at 4 per cent.—Bonds issued under this act shall run for a term not longer than thirty years and bear interest at a rate not higher than four per cent per annum, payable semi-annually. The place of payment of principal and interest and the denomination of said bonds shall be fixed by the resolution authorizing their issue, and all or any of them may be in the form of coupon bonds or of registered certificates, so called, as the purchaser may prefer.

Sec. 4. Signatures of officers.—All bonds or certificates so issued shall be signed by the mayor, attested by the city clerk, and countersigned by the city comptroller of said city, and be sealed with the city seal; except that the signatures to the coupons attached thereto, if any, may be lithographed. None of such obligations shall be sold for less than 95 per cent of their par value and accrued interest, or to any but the highest responsible bidder therefor.

Sec. 5. Application.—This act shall not apply to any city whose inhabitants have adopted a charter pursuant to Section 36, Article 4 of the State Constitution.

Approved April 21, 1915.

CHAPTER 206—S. F. No. 745.

An Act authorizing cities of Minnesota of over 50,000 inhabitants to issue bonds for defraying that part of the cost of permanent local improvements not paid for by special assessments.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$310,000 local improvement bond issue authorized for Minneapolis.**—Any city of this state now or hereafter having over fifty thousand inhabitants and not governed by a charter adopted pursuant to Section 36, Article 4, of the state constitution, in addition to all the powers now possessed by such city, is hereby authorized and empowered, by resolution duly passed by an affirmative vote of not less than two-thirds of all the members of its city council or common council, to issue and sell municipal bonds of such city to an amount not exceeding three hundred and ten thousand dollars (\$310,000), and to use the proceeds thereof for the purpose of defraying so much of the cost of paving, curbs and gutters and lateral and other sewers in such city as is not assessable upon abutting or benefited property, and for no other purpose.

Sec. 2. **Council ordered to make tax levy notwithstanding present indebtedness of city.**—The bonds hereby authorized or any part thereof may be issued and sold by any such city notwithstanding any limitations contained in the charter of such city, or any law of this state prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of such city shall at all times be pledged for the payment of any such bonds issued hereunder and for the payment of the current interest thereon, and the city council or common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. **Thirty years at 4 per cent and how signed.**—No bonds shall be issued by any such city under this act for the purposes hereinabove named to run for a longer period than thirty years, or bearing a higher rate of interest than 4 per cent. per annum, payable semi-annually, but the place of the payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as shall be determined by the city council or common council. All such bonds shall be signed by the mayor and countersigned by the city comptroller and attested by the city clerk of such city and shall be sealed with the seal of said city, except that the signatures to the coupons attached thereto, if any, may be lithographed thereon. and none of such bonds shall be sold for less than ninety-five (95) per cent. of their par value and accrued interest and then only to the highest responsible bidder therefor.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 207—S. F. No. 747.

An Act to authorize any city in this state of over 50,000 inhabitants to issue and sell its bonds for the purpose of constructing bridges across navigable streams running through such city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$85,000 bridge bonds authorized for Minneapolis.**—Any city in this state now or hereafter having over fifty thousand inhabitants may, by resolution adopted by the affirmative vote of not less than two-thirds of all the members elect of its city council, issue and sell bonds of such city to the amount of eighty-five thousand dollars, (\$85,000) in par value, for the purpose of constructing bridges over and across any navigable stream running through such city. The exact location of such bridges shall be fixed by the city council of the city and the bonds provided for in this act may be issued and sold notwithstanding any charter provision of such city or any laws of this state limiting the amount of indebtedness of any such city.

Sec. 2. **Thirty years at 4 per cent, and how signed.**—No bonds shall be issued by any such city for the purposes above mentioned to run for a longer time than thirty years nor bearing a rate of interest greater than four (4) per cent. per annum, but the place of payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as may be determined upon by the city council and such bonds may be in the form of coupon bonds or registered certificates so-called. All such bonds shall be signed by the mayor, and attested by the city clerk and countersigned by the comptroller of such city, and shall be sealed with the seal of the city, except that the signatures on the coupons attached to such bonds, if any, may be lithographed thereon. Said bonds shall not be sold for less than ninety-five (95) per cent of their par value and accrued interest thereon and shall be sold to the highest responsible bidder therefor, upon at least two weeks' published notice of the sale of such bonds. The full faith and credit of such city shall be pledged at all times for the payment of all bonds issued under this act and the interest thereon, and such city shall each year levy sufficient taxes to pay the annual interest on such bonds and provide a sinking fund sufficient for the redemption of said bonds at maturity.

Sec. 3. **Application.**—This act shall not apply to any city operating under a home-rule charter framed pursuant to Section 36 or Article 4 of the state constitution.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 208—S. F. No. 96.

An Act to amend Section four (4), six (6), seven (7), and eight (8), Chapter three hundred eighty-six (386), Laws of nineteen hundred eleven (1911) relating to the department of insurance.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Use of contingent fund of insurance commissioner.**—That Section Four (4), Chapter 386, Laws of 1911, be amended so as to read as follows:

Sec. 4. *The contingent fund appropriated for the use of the department of insurance may be expended by the commissioner of insurance as he may deem for the best interest of said department.*

Sec. 2. **Given power to make appraisal of assets of any company.**—That Section Six (6), Chapter 386 of the Laws of 1911, be amended so as to read as follows:

Sec. 6. At least once in every two years, the commissioner of insurance shall personally, or by his deputy, actuary, examiners or other salaried employe of his office, visit each domestic insurance company, other than township mutual fire insurance companies, and carefully examine its affairs for the purpose of ascertaining its financial condition and ability to fulfill its obligations, and if it be complying with all the provisions of law. He may also make such examination at any other time that he shall have reason to believe that such company is in an unsound condition, or that it is not conducting its business according to the provisions of law. *He may also personally or by his deputy, actuary, examiners or other salaried employe of his office whenever he shall deem it necessary, make an appraisal of any or all of the company's assets.* The commissioner, or person making the examination by his direction shall have free access to all books and papers of any company, and of the books and papers of any of its agents, that may relate to its business, and may summon and examine under oath of its directors, officers, agents, trustees, or other persons, in relation to its affairs and condition. The commissioner of insurance may in like manner, whenever he deems it necessary, make an examination of the affairs *or an appraisal of any or all of the assets* of any insurance company admitted, or applying for admission to do business under the laws of this state.

In the case of foreign insurance companies admitted or applying for admission to do business in this state, the insurance commissioner may, in his discretion, accept the report of examination made by the commissioner of insurance or corresponding officer of the state in which such company has its home office, in lieu of making the examination of such company authorized by the laws of this state.

Sec. 3. Fees for making appraisal.—That Section Seven (7), Chapter 386 of the Laws of 1911 be amended so as to read as follows:

Sec. 7. When any such visitation, examination or *appraisal* is made by the insurance commissioner, his deputy, actuary or chief examiner, the company so examined, except township mutual fire insurance companies, and companies organized exclusively to write insurance against loss or damage by cyclone, tornado and windstorm, or any one or more of them, upon the mutual plan, shall pay a fee to the said department of insurance of \$15.00 per day for each and every day necessarily occupied by such person, and each one thereof in making said examination, or *in making an appraisal of any of the assets of said company.* When such visitation, examination or *appraisal* is made, or engaged in, by any other person regularly employed in the said department of insurance and receiving a salary from the State of Minnesota, the company so examined, except township mutual fire insurance companies and companies organized exclusively to write insurance against loss or damage by cyclone, tornado and windstorm or any one or more of them, upon the mutual plan, shall pay as fees to the said department of insurance the sum of \$10.00 per day, for each and every day necessarily occupied by such other person, and each one thereof, in making or assisting to make, the examination, or *in making an appraisal of any of the assets of said company.* *In addition to the fees mentioned herein the company so examined shall also pay to the department of insurance the necessary expenses of any such person or persons so engaged in connection with any such examination or appraisal.* All of which fees and expenses shall be accounted for and turned into the treasury of the State of Minnesota. In case of the examination of township mutual fire insurance companies, and companies organized exclusively to write insurance against loss or damage by cyclone, tornado and wind storm, or any one or more of them upon the mutual plan, the actual expenses only thereof shall be charged. *The necessary expenses of any such person or persons so engaged in connection with any such examination or appraisal shall be repaid by the state treasurer to any such person or persons so engaged in connection with said examination or appraisal upon vouchers of the same, on condition that such expenses shall have been previously charged to such company so*

examined and the full amount thereof by it paid into the state treasury.

Sec. 4. **Assistance in conducting an appraisal.**—That Section eight (8), Chapter 386 of the Laws of 1911 be amended so as to read as follows:

Sec. 8. The commissioner of insurance may, when he shall deem it necessary, appoint any experienced and competent professional insurance actuary to personally make or conduct or *assist in making or conducting* an examination of any insurance company admitted, or applying for admission, to do business in this state, on condition that he, the commissioner of insurance, shall have previously filed with the secretary of state during the last immediately preceding month of January or July, as the case may be, or within thirty days from the passage of this act, a written declaration designating such person, by name and address, as a consulting actuary of the Minnesota department of insurance. And in such case, the commissioner of insurance shall fix a reasonable compensation for such examiner on a per diem basis for the actual time employed in making or conducting or *assisting to make or conduct* such examination, and which, including expenses of any necessary appraisal or clerical assistance, shall be charged to the company so examined. And the compensation for such examiner, appraisal or clerical assistance, together with the amount of his necessary expenses actually incurred in connection with such examination, shall, upon proper vouchers therefor, be paid to him by the state on condition that same shall have previously been charged to such company and by it paid into the state treasury.

The Commissioner of Insurance, when he shall deem it necessary, may appoint any competent person to make an appraisal of any or all of the assets of any such company, at a compensation of not exceeding ten dollars (\$10.00) per day and necessary expenses incurred in connection therewith, which compensation and expenses shall be paid to the department of insurance by such company and by it accounted for and turned into the treasury of the State of Minnesota; and which compensation and expenses shall be repaid by the state treasurer to any person so appointed upon proper vouchers of the same on condition that such fees and expenses shall have previously been charged to such company and the full amount thereof by it paid into the state treasury.

Approved April 21, 1915.

CHAPTER 209—S. F. No. 418.

An Act amending the title and Sections 12, 13, 14, 17, 18, 21, 22, 23, 24A, 25, 30, 31A, and 34 of Chapter 467, G. L. 1913, "An Act prescribing the liability of an employer to make com-

compensation by way of damages for injuries due to accident received by an employe arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, and regulating procedure for the determination of liability and compensation thereunder in certain cases," and adding thereto Sections 8A, 12A and 20A.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Amendment to title of original act.**—The title of Chapter 467, G. L. 1913, is hereby amended to read as follows:

An Act prescribing the liability of an employer to make compensation by way of damages for injuries due to accident received by an employe arising out of and in the course of employment, modifying common law and statutory remedies, in such cases; establishing an alternative elective schedule of compensation, regulating procedure for the determination of liability and compensation thereunder in certain cases, *and prescribing penalties for the violation thereof.*

Sec. 2. Section 12 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 12. **Either party may terminate agreement.**—Either party may terminate his acceptance, or his election not to accept of the provisions of Part 2 by thirty (30) days' written notice to the other, *such notice to be given as provided in Section 11.* A duplicate of such notice, with proof of service attached thereto shall be filed with the labor commissioner and the time shall not begin to run until the notice is so filed.

Sec. 3. A new section, to be known as Section 12A, is hereby added to Chapter 467, G. L. 1913, to follow Section 12, to read as follows:

Sec. 12A. **Minors.**—*Minors who are permitted to work by the laws of this state shall, for the purposes of Part 2 of this act, have the same power to contract, make election of remedy, make settlements, and receive compensation as adult employes; subject, however, to the power of the court, in its discretion at any time to require the appointment of a guardian to make such settlement and to receive moneys thereunder or under an award.*

Sec. 4. Section 13 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 13. **Schedule of compensation allowed under act.**—Following is the schedule of compensation; (a) For injury producing temporary total disability, fifty per centum of the wages received at the time of the injury, subject to a maximum compensation of *eleven dollars (\$11.00)* per week and a minimum of *six and one-half dollars (\$6.50)* per week; provided, that if at the time of injury the employe receives wages of less than *six and one-half dollars (\$6.50)* per week, then he shall receive the full amount

of such wages per week. This compensation shall be paid during the period of such disability, not, however, beyond three hundred weeks. Payments to be made at the intervals when the wage was payable, as nearly as may be.

(b) In all cases of temporary partial disability the compensation shall be fifty per cent of the difference between the wage of the workman at the time of the injury, and the wage he is able to earn in his partially disabled condition. This compensation shall be paid during the period of such disability, not however beyond three hundred weeks, payment to be made at the intervals when the wage was payable as nearly as may be and subject to the same maximum as stated in *clause (a)*.

(c) For permanent partial disability, the compensation shall be based upon the extent of such disability. In cases included by the following schedule the compensation shall be that named in the schedule, to-wit:

For the loss of a thumb, fifty per centum of daily wages during sixty (60) weeks.

For the loss of a first finger, commonly called index finger, fifty per centum of daily wages during thirty-five (35) weeks.

For the loss of a second finger, fifty per centum of daily wages during thirty (30) weeks.

For the loss of a third finger, fifty per centum of daily wages during twenty (20) weeks.

For the loss of a fourth finger, commonly called little finger, fifty per centum of daily wages during fifteen weeks.

The loss of the first phalange of the thumb, or of any finger, shall be considered equal to the loss of one-half of such thumb, or finger, and compensation shall be *paid at the prescribed rate during one-half the time* specified above for such thumb or finger.

The loss of more than one phalange shall be considered as the loss of the entire finger or thumb; provided, however, that in no case shall the amount received for more than one finger exceed the amount provided in this schedule for the loss of a hand.

For the loss of a great toe, fifty per centum of daily wages during thirty (30) weeks.

For the loss of one of the toes other than a great toe, fifty per centum of daily wages during ten (10) weeks.

The loss of the first phalange of any toe shall be considered to be equal to the loss of one-half of such toe, and compensation shall be *paid at the prescribed rate during one-half the time* specified above for such toe.

The loss of more than one phalange shall be considered as the loss of the entire toe.

For the loss of a hand, fifty per centum of daily wages during one hundred and fifty (150) weeks.

For the loss of an arm, fifty per centum of daily wages during two hundred (200) weeks.

For the loss of a foot, fifty per centum of daily wages during one hundred and twenty-five (125) weeks.

For the loss of a leg, fifty per centum of daily wages during one hundred and seventy-five (175) weeks.

For the loss of an eye, fifty per centum of daily wages during one hundred (100) weeks.

For the complete and permanent loss of hearing in both ears, fifty per centum of daily wages during one hundred and fifty-six (156) weeks.

For the loss of an eye and a leg, fifty per centum of daily wages during three hundred and fifty (350) weeks.

For the loss of an eye and an arm, fifty per centum of daily wages during three hundred and fifty (350) weeks.

For the loss of an eye and a hand, fifty per centum of daily wages during three hundred and twenty-five (325) weeks.

For the loss of an eye and a foot, fifty per centum of daily wages during three hundred (300) weeks.

For the loss of two arms other than at the shoulder, fifty per centum of daily wages during four hundred (400) weeks.

For the loss of two hands, fifty per centum of daily wages during four hundred (400) weeks.

For the loss of two legs, fifty per centum of daily wages during four hundred (400) weeks.

For the loss of two feet fifty per centum of daily wages during four hundred (400) weeks.

For the loss of one arm and the other hand, fifty per centum of the daily wages during four hundred (400) weeks.

For the loss of one hand and one foot, fifty per centum of the daily wages during four hundred (400) weeks.

For the loss of one leg and the other foot, fifty per centum of the daily wages during four hundred (400) weeks.

For the loss of one leg and one hand, fifty per centum of the daily wages during four hundred (400) weeks.

For the loss of one arm and one foot, fifty per centum of the daily wages during four hundred (400) weeks.

For the loss of one arm and one leg, fifty per centum of the daily wages during four hundred (400) weeks.

Where an employe sustains concurrent injuries resulting in concurrent disabilities, he shall receive compensation only for the injury which produces the longest period of disability; but this section shall not affect liability for the concurrent loss of more than one member, for which members compensations are provided in the specific schedule and in subsection (e) below.

In all cases of permanent partial disability, it shall be considered that the permanent loss of the use of a member shall

be equivalent to and draw the same compensation as the loss of that member; but the compensation in and by said schedule provided, shall be in lieu of all other compensation in such cases.

In cases of permanent partial disability due to injury to a member, resulting in less than total loss of such member not otherwise compensated in this schedule, compensation shall be paid at the prescribed rate during that part of the time specified in the schedule for the total loss of the respective member, which the extent of injury to the member bears to its total loss.

All compensations provided in clause (c) of this section for loss of members, or loss of use of members are subject to the same limitations as to maximum and minimum as are stated in clause (a).

In all other cases of permanent partial disability not above enumerated the compensation shall be fifty per centum of the difference between the wage of the workman at the time of the injury and the wage he is able to earn in his partially disabled condition, subject to a maximum of eleven (\$11.00) dollars per week. Compensation shall continue during disability, not however beyond three hundred (300) weeks.

(d) For permanent total disability as defined in subsection (e), below, fifty per centum of the wages received at the time of the injury, subject to a maximum compensation of eleven (\$11.00) dollars per week and a minimum compensation of six and one-half (\$6.50) dollars per week; provided, that if at the time of injury the employe was receiving wages of less than six and one-half (\$6.50) dollars per week then he shall receive the full amount of his wages per week. This compensation shall be paid during such permanent total disability, not exceeding five hundred and fifty (550) weeks; but in all such cases drawing more compensation than six and one-half (\$6.50) dollars per week, the payments after the first four hundred (400) weeks, shall be reduced to six and one-half (\$6.50) dollars per week for the remainder of the five hundred and fifty (550) weeks, while the permanent total disability continues; payment to be made at the intervals when the wage was payable as nearly as may be. The total amount of compensation payable under this subsection shall not exceed five thousand (\$5,000.00) dollars in any case. Provided, however, that in case an employe who is permanently and totally disabled, becomes an inmate of a public institution, then no compensation shall be payable unless he has wholly dependent on him for support a person or persons named in subsections (1), (2) and (3) of Section 14, (whose dependency shall be determined as if the employe were deceased); in which case the compensation provided for in this subsection shall be paid for the benefit of said persons so dependent, during de-

pendency, in the manner ordered by the court, while the employe is an inmate of such institution.

(e) The total and permanent loss of the sight of both eyes, or the loss of both arms at the shoulder, or complete and permanent paralysis, or total and permanent loss of mental faculties shall constitute permanent total disability.

(e) 1. For permanent total disability, other than as defined in subsection (e) fifty per centum of the wages received at the time of injury subject to a maximum compensation of eleven (\$11.00) dollars per week and a minimum compensation of six and one-half (\$6.50) dollars per week; provided that if at the time of injury the employe was receiving wages of less than six and one-half (\$6.50) dollars per week, then he shall receive the full amount of his wages per week. This compensation shall be paid during the period of such permanent total disability not exceeding four hundred weeks; payments to be made at the intervals when the wage was payable as nearly as may be.

(f) In case a workman sustains an injury due to accident arising out of and in the course of his employment, and during the period of disability caused thereby, death results proximately therefrom, all payments previously made as compensation for such injury shall be deducted from the compensation, if any, due on account of death.

Sec. 5. Section 14 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 14. Who are dependents and allowance to each.—(1) *Wife and children conclusively presumed wholly dependent—when, for the purposes of this act, the following described persons shall be conclusively presumed to be wholly dependent: (a) wife, unless it be shown that she was voluntarily living apart from her husband at the time of his injury or death, (b) minor children under the age of sixteen years.*

(2) Prima facie presumption as to certain children—Children between sixteen and eighteen years of age, or those over eighteen, if physically or mentally incapacitated from earning, shall, prima facie, be considered dependent.

(3) Actual dependents, Wife, child, husband, mother, father, grandmother, grandfather, sister, brother, mother-in-law and father-in-law who were wholly supported by the deceased workman at the time of his death and for a reasonable period of time immediately prior thereto shall be considered his actual dependents, and payment of compensation shall be made to them in the order named.

(3A) Partial dependents. Any member of a class named in subdivision (3), who regularly derived part of his support from the wages of the deceased workman at the time of his death and for a reasonable period of time immediately prior thereto shall be

considered his partial dependent, and payment of compensation shall be made to such dependents in the order named.

(4) *In death cases, compensation payable to dependents shall be computed on the following basis and shall be paid to the persons entitled thereto, without administration.*

(5) *If the deceased employe leave a widow and no dependent child, there shall be paid to the widow, thirty-five per centum of the monthly wages of deceased.*

(6) *If the deceased employe leave a widow and one dependent child, there shall be paid to the widow for the benefit of herself and such child forty-five per centum of the monthly wages of deceased.*

(7) *If the deceased employe leave a widow and either two or three dependent children, there shall be paid to the widow for the benefit of herself and such children, fifty-five per centum of the monthly wages of deceased.*

(8) *If the deceased employe leave a widow and four or more dependent children, there shall be paid to the widow for the benefit of herself and such children, sixty per centum of the monthly wages of the deceased.*

(8A) *In all cases where compensation is payable to a widow for the benefit of herself and dependent child or children, the court shall have power to determine in its discretion what portion of the compensation shall be applied for the benefit of any such child or children and may order the same paid to a guardian.*

(9) *In case of re-marriage of a widow without children, she shall receive a lump sum settlement equal to one-half of the amount of the compensation remaining unpaid. This sum shall be paid to her within sixty (60) days after written notice to the employer of such re-marriage. In case of re-marriage of a widow who has dependent children, the unpaid balance of compensation which would otherwise become due to her, shall be paid to such children.*

(10) *If the deceased employe leave a dependent orphan, there shall be paid forty per centum of the monthly wages of deceased, with ten per centum additional for each additional orphan with a maximum of sixty per centum of such wages.*

(11) *If the deceased employe leave a dependent husband and no dependent child, there shall be paid to the husband twenty-five per centum of the monthly wages of deceased.*

(12) *If the deceased employe leave no widow or child or husband entitled to any payment hereunder, but should leave a parent or parents, either or both of whom are wholly dependent on the deceased, there shall be paid, if only one parent, thirty per centum of the monthly wages of the deceased, and if both parents, forty per centum of the monthly wages of the deceased to such parent or parents.*

(13) *If the deceased leave no widow or dependent child or husband or parent entitled to any payment hereunder, but leaves a grandparent, brother, sister, mother-in-law or father-in-law wholly dependent on him for support, there shall be paid to such dependent, if but one, twenty-five per centum of the monthly wages of the deceased, or if more than one, thirty per centum of the monthly wages of the deceased, divided between or among them share and share alike.*

(14) *If compensation is being paid under Part 2 of this act to any dependent, such compensation shall cease upon the death or marriage of such dependent, unless otherwise provided herein.*

(15) **Partial dependents.**—*Partial dependents shall be entitled to receive only that proportion of the benefits provided for actual dependents which the average amount of the wages regularly contributed by the deceased to such partial dependent at, and for a reasonable time immediately prior to the injury, bore to the total income of the dependent during the same time.*

(16) *In all cases where death results to an employe caused by accident arising out of and in the course of employment, the employer shall pay in addition to the medical and hospital expenses provided for in Section 18, the expense of last sickness and burial, not exceeding in amount one hundred (\$100.00) dollars, except, in cases where an insurer of the deceased or a benefit association is liable therefor, or for a part thereof; in which case the employer shall not be required to pay any part of such expense, for which such insurer or a benefit association is liable unless such non-payment by the employer would diminish the benefits received by the dependents of the deceased from any such insurer or benefit association. In case any dispute arises as to the reasonable value of the services rendered in connection with the last sickness and burial, the same shall be approved by the court before payment, after such reasonable notice to interested parties as the court shall require. If the deceased leave no dependents no compensation shall be payable except as provided by this subsection.*

(17) **Death compensation.**—*The compensation payable in case of death to persons wholly dependent shall be subject to a maximum compensation of eleven (\$11.00) dollars per week and a minimum of six and one-half (\$6.50) dollars per week; provided that if at the time of injury the employe receives wages of less than six and one-half (\$6.50) dollars per week, then the compensation shall be the full amount of such wages per week. The compensation payable to partial dependents shall be subject to a maximum of eleven (\$11.00) dollars per week and a minimum of six and one-half (\$6.50) dollars per week; provided that if the income loss of the said partial dependents by such death is less*

than six and one-half (\$6.50) dollars per week, then the dependents shall receive the full amount of their income loss. This compensation shall be paid during dependency, not exceeding three hundred (300) weeks, payments to be made at the intervals when the wage was payable as nearly as may be.

(18) In computing and paying compensation to orphans or other children, in all cases, only those under eighteen years of age, or those over eighteen years of age who are physically or mentally incapacitated from earning, shall be included; the former to receive compensation only during the time they are under eighteen, the latter only for the time they are so incapacitated, within the period of three hundred (300) weeks.

(19) *Actual dependents shall be entitled to take compensation in the order named in subsection (9) above, until fifty per centum of the monthly wages of the deceased during the time specified in subsection (17) shall have been exhausted; but the total compensation to be paid to all actual dependents of a deceased employe, shall not exceed in the aggregate eleven (\$11.00) dollars per week.*

Sec. 6. Section 17 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 17. **Waiting period.**—*In cases of temporary total or temporary partial disability no compensation shall be allowed for the first two weeks after injury received, except as provided by Section 18, nor in any case unless the employer has actual knowledge of the injury or is notified thereof within the period specified in Section 19.*

Sec. 7. Section 18 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 18. **Medical, surgical and hospital service.**—*Such medical and surgical treatment, medicine, medical and surgical supplies, crutches and apparatus as may be reasonably required at the time of the injury and thereafter during the disability, but not exceeding ninety (90) days, to cure and relieve from the effects of the injury, the same to be provided by the employer and in case of his inability or refusal seasonably to do so, the employer to be liable for the reasonable expense incurred by or on behalf of the employe in providing the same; provided, however, that the total liability under this section shall not exceed the sum of one hundred (\$100.00) dollars in value; except that the court, may upon necessity being shown therefor at any time within one hundred (100) days after the date of the injury, require the employer to furnish such additional medical, surgical and hospital treatment and supplies during said period of ninety (90) days, as may be reasonable, which together with any such sums or relief theretofore furnished, shall not exceed in all two hundred dollars (\$200.00) in value.*

The pecuniary liability of the employer for the medical, surgical, and hospital service herein required and the liability of the employe for any amount in excess thereof shall be limited to such charges as prevail in the same community for similar treatment of injured persons of a like standard of living when such treatment is paid for by the injured persons, and in all cases of dispute as to the value of the medical or hospital service rendered an injured employe, either party may require that the same, before payment, shall be approved by the court, after such reasonable notice to interested parties as the court shall require.

Sec. 8. A new section, to be known as Section 20A is hereby added to Chapter 467, G. L. 1913, to follow Section 20, to read as follows:

Sec. 20A. Limitation.—*The time within which the following acts shall be performed under Part 2 of this act shall be limited to the following periods respectively:*

(1) *Actions or proceedings by an injured employe to determine or recover compensation; one (1) year after the occurrence of the injury.*

(2) *Actions or proceedings by dependents to determine or recover compensation; one year after the date of notice in writing given by the employer to the Department of Labor of the state, stating his willingness to pay compensation when it is shown that the death is one for which compensation is payable. In case the deceased was a native of a foreign country, and leaves no known dependent or dependents within the United States, it shall be the duty of the department of labor to give written notice of said death to the consul or other representative of said foreign country forthwith.*

(3) *Proceedings to obtain judgment in case of default of employer for thirty (30) days to pay any compensation due under any settlement or determination; one (1) year after such default.*

(4) *In case of physical or mental incapacity, other than minority, of the injured person or his dependents to perform or cause to be performed any act required within the time in this section specified, the period of limitation in any such case shall be extended for one year from the date when such incapacity ceases.*

Sec. 9. Section 21 of Chapter 467, G. L. 1913, is hereby amended by the addition of a new subsection, to be known as Subsection (5), and to read as follows:

(5) *Any physician whose services are furnished or paid for by the employer who treats, or who makes or is present at any examination, of an injured employe, may be required to testify as to any knowledge acquired by him in the course of such*

treatment or examination, relative to the injury or the disability resulting therefrom.

Sec. 10. Subsection (1) of Section 22 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 22. **Settlement and payment of compensation.**—(1) The interested parties shall have the right to settle all matters of compensation between themselves. But all settlements shall be substantially in accordance with the provisions of Sections 13 and 14 of this act, and shall be approved by a judge of the district court. When so approved such settlements shall be filed with the clerk of the district court and in case of default by the employer in the payment of any compensation determined or agreed upon and the continuation of such default for the period of thirty (30) days after payment is due and payable, the employe may upon five (5) days' notice in writing to the employer of his intention to apply to the court for judgment, cause judgment to be entered on such settlement or determination for all compensation due and payable and unpaid; and such judgment shall have the same force and effect, and may be satisfied as other judgments of the same court. *There shall be but one fee, of twenty-five cents (25c) charged by said clerk for services in each case under this subsection and said fee shall cover all services performed by him.*

Sec. 11. Section 23 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 23. **In case of alien dependents.**—*In case of a deceased employe, for whose injury or death compensation is payable, leaves surviving him an alien dependent or dependents residing outside of the United States, the said judge shall direct payment of all compensation due to the deceased or to his dependents to be made to the duly accredited consular officer of the country of which the beneficiaries are citizens, if such consular officer reside within the State of Minnesota, or if not, to his designated representative residing within the state, and such consular officer or his representative shall be the sole representative of such deceased employe and of such dependents to settle all claims for compensation and to receive for distribution to the persons entitled thereto, all compensation arising hereunder. The distribution of said funds to be made only on order of the district court. Such consular officer or his representative shall furnish, if required by the district court, a good and sufficient bond, satisfactory to the court, conditioned upon the proper application of the moneys received by him. Before such bond is discharged, such consular officer or representative shall file with the court, a verified account of the items of his receipts and disbursements of such compensation.*

Such consular officer or his representative shall before receiving the first payment of such compensation, and at reasonable times thereafter upon request of the employer, furnish to the employer a sworn statement containing a list of the dependents with the name, age, residence, extent of dependency, and relationship to the deceased of each dependent.

Sec. 12. Section 24A of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 24A. Commissioner to assist in adjusting differences.—*The commissioner of labor, and the officers and employes of the department of labor and industries upon demand of an employer, or an employe or his dependent shall advise such party or parties of his or their rights under this act and shall assist so far as possible in adjusting differences between the employe or his dependent and the employer under Part 2 hereof, and are hereby empowered to appear in person before the court in any proceeding under Part 2 of this act as the representative or adviser of any such party; and in any such case such party shall not be required to be also represented by an attorney at law. The commissioner of labor shall observe in detail the operation of the act throughout the state and shall make report thereof to each session of the legislature, together with such suggestions and recommendations as to changes as he may deem necessary or advisable for the improvement thereof.*

Sec. 13. Section 25 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 25. Payment in lump sum.—*The amounts of compensation payable periodically hereunder, either by agreement of the parties, so approved by the court, or by decision of the court, may be commuted to one or more lump sum payments, except compensation due for death or permanent total disability, or for permanent partial disability resulting from total loss of hearing or from the loss of an arm or a hand or a foot or a leg or an eye or of more than one such member. These may be commuted only with the consent of the district court.*

In making such commutations the lump sum payments shall, in the aggregate, amount to a sum equal to the present value of all future installments of compensation calculated on a six per cent basis.

Sec. 14. Section 30 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 30. Procedure in case of dispute.—*Procedure in case of dispute shall be as follows: Either party may present a verified complaint to said judge setting forth the names and residences of the parties and the facts relating to employment at the time of injury, the injury in its extent and character, the amount of wages being received at the time of injury, the knowledge of the*

employer or notice of the occurrence of said injury, and such other facts as may be necessary and proper for the information of the said judge, and shall state the matter or matters in dispute and the contention of the petitioner with reference thereto.

Upon the presentation of such complaint, it shall be filed with the clerk of the district court of the proper county, and the judge shall fix by order a time and place for the hearing thereof, not less than three (3) weeks after the date of the filing of said complaint. A copy of said complaint and order shall be served as summons in a civil action upon the adverse party within four (4) days after filing the complaint. Within seven (7) days after the service of such complaint, the adverse party *may* file and *serve a verified* answer to said complaint, which shall admit or deny the substantial averments of the complaints, and shall state the contention of the defendant with reference to the matter in dispute as disclosed by the complaint. *Within five (5) days after the service of the answer the complainant may file and serve a verified reply admitting or denying the matters set forth in the answer.*

At the time fixed for hearing, or any adjournment thereof the said judge shall hear such witnesses as may be presented by each party, and in a summary manner decide the merits of the controversy. This determination shall be filed in writing with the clerk of the said court, and judgment shall be entered thereon in the same manner as in causes tried in the said district court and shall contain a statement of facts as determined by said judge. Subsequent proceedings thereon shall only be for the recovery of moneys thereby determined to be due, provided that nothing herein contained shall be construed as limiting the jurisdiction of the supreme court to review questions of law by certiorari. Costs may be awarded by said judge in his discretion, and when so awarded the same costs shall be allowed, taxed and collected as are allowed, taxed and collected for like services and proceedings in civil cases, *provided, that if it shall appear that the employer, prior to the commencement of the action, made to the person or persons entitled thereto a written offer of compensation in specific terms, which terms were in accordance with the provisions of this act, then no costs shall be awarded or taxed against such employer. Whenever any decision or order is made and filed by the judge upon any matter arising under Part 2 of this act, the clerk of the court shall forthwith make and forward to the commissioner of labor a certified copy of said decision or order with any memorandum of the judge and of any judgment entered. No fee or other charge shall be collected therefor.*

Sec. 15. Section 31A of Chapter 467, G. L. 1913, is hereby amended to read as follows:

Sec. 31A. Employer given right to insure risks—Conditions.—Any employer who is responsible for compensation as provided *under Part 2* of this act may insure the risk in any manner then authorized by law. But those writing such insurance shall in every case be subject to the conditions in this section hereinafter named.

If the risk of the employer is carried by any insurer doing business for profit, or by any insurance association or corporation formed of employers, or of employers and workmen, to insure the risks *under Part 2* of this act, operating by the mutual assessment or other plan or otherwise, then insofar as policies are issued on such risks they shall provide for compensation for injuries or death according to the full benefits of *Part 2* of this act. *But nothing herein contained shall prevent an employer from insuring only a particular class or classes of employees or of risks.*

Such policies shall contain a clause to the effect that as between the workman and the insurer, that notice to and knowledge by the employer of the occurrence of the injury shall be deemed notice and knowledge on the part of the insurer; that jurisdiction of the employer for arbitration or other purposes shall be jurisdiction of the insurer, and that the insurer will in all things be bound by and subject to the awards rendered against such employer upon the risks so insured.

Such policies must provide that the workman shall have an equitable lien upon any amount which shall become owing on account of such policy to the employer from the insurer and in case of the legal incapacity or inability of the employer to receive the said amount and pay it over to the workman or dependents, the said insurer will pay the same direct to said workmen or dependents, thereby discharging all obligations under the policy to the employer and all of the obligations of the employer and insurer to the workman; but such policies shall contain no provisions relieving the insurance company from payment when the employer becomes insolvent or discharged in bankruptcy or otherwise, during the period the policy is in force, if the compensation remains owing.

The insurer must be one authorized by law to conduct such business in the state of Minnesota, and authority is hereby granted to all insurance companies writing such insurance to include in their policies in addition to the requirements now provided by law the additional requirements, terms and conditions in this section provided.

No agreement by an employee to pay to an employer any portion of the cost of insuring his risk under this act shall be valid. But it shall be lawful for the employer and the workman to agree to carry the risks covered by Part 2 of this act in conjunction

with other and greater risks and providing other and greater benefits such as additional compensation, accident, sickness or old age insurance or benefits, and the fact that such plan involves a contribution by the workman shall not prevent its validity if *such plan has been approved in writing by the commissioner of labor. Any employer who shall make any charge or deduction prohibited by this section shall be guilty of a misdemeanor.*

If the employer shall insure to his employees the payment of the compensations provided by Part 2 of this act, in a corporation or association authorized to do business in the state of Minnesota and approved by the insurance commissioner of the state of Minnesota, and if the employer shall post a notice or notices in a conspicuous place or in conspicuous places about his place of employment, stating that he is so insured and stating by whom insured, and if the employer shall further file copy of such notice with the labor commissioner of the state of Minnesota, then, and in such case, any suits or actions brought by an injured employe or his dependents shall be brought directly against the insurer, and the employer or insured shall be released from any further liability.

Provided that in case of insolvency or bankruptcy of such insurance company the employer shall not be released from liability under the provisions of this act.

The return of any execution upon any judgment of an employe against any such insurance company unsatisfied in whole or in part, shall be conclusive evidence of the insolvency of such insurance company and in case of the adjudication of bankruptcy or insolvency of any such insurance company by any court of competent jurisdiction, proceedings may be brought by the employe against the employer in the first instance or against such employer and insurance company jointly or severally or in any pending proceeding against any insurance company, the employer may be joined at any time after such adjudication.

Sec. 16. Subsection (b) of Section 34 of Chapter 467, G. L. 1913, is hereby amended to read as follows:

(b) "Child" or "children" shall include posthumous children and all other children entitled by law to inherit as children of the deceased, *also stepchildren who were members of the family of the deceased at the time of his injury and dependent upon him for support.*

Sec. 17. Subsection (g) of Section 34 of Chap. 467 G. L. 1913 is hereby amended to read as follows:

(g) The terms "employe" and "workman" are used interchangeably and have the same meaning throughout this act, and shall be construed to mean:

(1) Every person in the service of a county, city, town, village or school district therein, under any appointment or con-

tract of hire, express or implied, oral or written; but shall not include any official or any county, city, town, village or school district therein, who shall have been elected or appointed for a regular term of office, or to complete the unexpired portion of any regular term.

(2) Every person, not excluded by Section 8, in the service of another under any contract of hire, express or implied, oral or written, including aliens and also including minors who are legally permitted to work under the laws of the state.

Sec. 18. This act shall take effect on and after the first day of July, A. D. 1915.

Approved April 21, 1915.

CHAPTER 210—S. F. No. 598.

An Act to provide for the regulation of warehousemen in cities of the first class other than grain and cold storage warehousemen.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Railroad and warehouse commission given general supervision.**—That the Railroad and Warehouse Commission shall have general supervision of all warehousemen doing business in cities of the first class in this state, as warehousemen are defined in this Act, and shall keep itself informed as to the manner and method in which their business is conducted. It shall examine such business and keep itself informed as to its general condition, capitalization, rates and other charges, its rules and regulations, and the manner in which the plants, equipments, and other property, owned, leased, controlled or operated, are constructed, managed, conducted and operated, not only with reference to the adequacy, security and accommodation afforded to the public by their service, but also in respect to the compliance with the provisions of this Act or with the orders of the commission.

Sec. 2. **Construction of various terms.**—(a) The word "Commission" when used in this act, shall mean the Minnesota State Railroad and Warehouse Commission.

(b) The term "Commissioner" when used in this Act, means one of the members of the commission.

(c) The term "Warehouseman" when used in this Act, means and includes every corporation, company, association, joint stock company or association, firm, partnership or individual, their trustees, assignees or receivers appointed by any court whatsoever, controlling, operating or managing in any city of the first class in this state, directly or indirectly, any building or structure or any part thereof, or any buildings or structures, or any other property whatsoever and using the

same for the storage or warehousing of goods, wares, or merchandise for hire, but shall not include persons, corporations or other parties operating grain or cold-storage warehouses.

(d) The term "Corporation" when used in this Act, includes any corporation, company, association, joint stock company or association.

(e) The term "Person" when used in this Act, includes any individual, firm or copartnership.

(f) The term "Service" when used in this Act, is used in its broadest sense and includes not only the use and occupancy of space for storage purposes, but also any labor expended and the use of any equipment, apparatus and appliances or of any drayage or other facilities, employed, furnished or used in connection with the storage of goods, wares and merchandise, subject to the provisions of this act.

(g) The term "Rate" when used in this Act, includes every individual or joint rate, charge or other compensation of any warehouseman, either for storage or for any other service furnished in connection therewith, or any two or more such individual or joint rates, charges, or other compensations of any warehouseman, or any schedule or tariff thereof, and any rule, regulation, charge, practice or contract relating thereto.

Sec. 3. What is required of warehousemen.—Every warehouseman shall furnish all information required by the commission to carry into effect the provisions of this act and make specific answers to all questions submitted by the commission, under oath; and if such warehouseman is a corporation then it shall answer under oath of one of its duly authorized officers.

Every warehouseman shall obey and comply with each and every requirement of every order, decision, direction, rule or regulation, made or prescribed by the commission, in the matters specified in this act, and shall do everything necessary or proper to secure the compliance with and the observance of the same, by all its officers, agents and employees.

Nothing in this act shall be construed as limiting the rights of any warehouseman to lease or let for any storage purpose any floor of his building or any portion thereof, provided, however, that any warehouseman who so leases any portion or portions of his warehouse shall first file with the commission a schedule showing his rates for such spaces and the monthly rental per square foot or per cubic foot.

Sec. 4. Right to inspect books and property, and to examine agents of warehousemen.—The commission, each commissioner and each officer and person employed by the commission, has the right, at any and at all times, to inspect the papers, books, accounts and documents, plant, equipments or other property, of any warehouseman; and the commission, each commissioner

and any officer of the commission authorized to administer oath, shall have the power to examine under oath, any officer, agent or employee of such warehouseman, in relation to any matter within the jurisdiction of the commission, provided that any person other than a commissioner demanding such inspection shall produce, under the seal of the commission, his authority to make such inspection, and, provided further that a written record of the testimony or statement so given under oath, shall be made and filed with the commission. Information so obtained shall be not admitted in evidence or used in any proceedings except in proceedings provided for in this act.

Sec. 5. Duties of the commission.—It is hereby made a duty of the Railroad and Warehouse Commission, to see that the provisions of the constitution and the statutes of this state affecting warehousemen, the enforcement of which is not specifically vested in some other officer or tribunal, are enforced and obeyed, and that violations thereof are promptly prosecuted, and penalties due the state therefor recovered and collected, and to this end it may sue in the name of the state.

Sec. 6. Accounts.—The commission shall have the power to compel every warehouseman to keep and maintain accurate, complete and comprehensive accounts, including records of service furnished and commissions paid, as well as accounts of earnings and expenses, and it may examine and audit such accounts from time to time. Such accounts shall provide for forms showing all sources of income, the amounts due and received from each source, and the amounts expended and for each purpose, distinguishing clearly all payments for operating expenses from those for new construction, extensions, additions, repairs or replacements, and for balance sheets showing assets and liabilities.

The commission may require every warehouseman engaged directly or indirectly, in any business other than the warehouse business, as defined by this law, to keep separately, in like manner and form, the accounts of all such other business, and the commission may provide for the examination and inspection of the books, accounts, papers and records of such other business, in so far as may be necessary to enforce any provisions of this act. The commission shall have the power to inquire as to, and prescribe the apportionment of capitalization, earnings, debts and expenses, fairly and justly to be awarded or borne by, the ownership, operation, management or control of such warehouse as distinguished from such other business.

Sec. 7. Appreciation and depreciation accounts.—The commission shall have the power, after a hearing, to require all warehousemen to keep such accounts as will adequately reflect appreciation, depreciation, or obsolescence. The commission may

from time to time ascertain and determine, and by order fix, the proper and adequate rate of appreciation or depreciation of the property of each warehouseman, and each warehouseman shall conform his appreciation and depreciation accounts to the rate so ascertained, determined and fixed.

Sec. 8. Accounts to be kept in state.—Each warehouseman shall have and maintain an office in the city in which it has its principal place of business, and shall keep in said office, all such books, accounts, papers, records and memoranda as shall be ordered by the commission to be kept within the state. The address of such office shall be filed with the commission. No books, accounts, papers, records or memoranda ordered to be kept within the state, shall be at any time removed from the state, except on such conditions as may be prescribed by the commission.

Sec. 9. Falsification or destruction of accounts.—Any person who shall willfully make any false entry in the account or in any record or memorandum kept by a warehouseman, or who shall willfully destroy, mutilate, alter or by any other means or device, falsify a record of any such account, record or memorandum, or who shall willfully neglect or fail to make full, true and correct entries in such accounts, records or memoranda, of all facts and transactions appertaining to the business of the warehouseman, or shall keep any accounts or records with the intent to evade the provisions of this act, shall be guilty of a misdemeanor and upon conviction shall be subject to imprisonment not exceeding one year, or to a fine not exceeding \$1,000 or both.

Sec. 10. Penalty for divulgence of information. Any officer or employee of the commission, who divulges to any person other than a member of the commission, any fact or information coming to his knowledge during the course of an inspection, examination or investigation of any accounts, records, memoranda, books or papers of a warehouseman, except in so far as he may be authorized by the commission, or by a court of competent jurisdiction, or a judge thereof, shall be guilty of a misdemeanor, and upon conviction shall be subject to imprisonment not exceeding one year or to a fine not exceeding \$1,000 or to both.

Sec. 11. Obligation to issue uniform receipts.—Every warehouseman receiving goods in store shall issue for all such a receipt embodying the terms of such receipts as authorized by the Uniform Warehouse Receipts Act of the State of Minnesota.

Sec. 12. General duties of warehousemen.—All rates made, demanded or received by any warehouseman for any service rendered or to be rendered shall be just and reasonable. Every unjust or unreasonable rate demanded or received for such service is hereby prohibited and declared unlawful.

Every warehouseman licensed under this act shall receive, store and forward all property offered for storage by any person, persons, or corporation, impartially and at as low a rate of charge, and in a manner and on terms, and in quantities as favorable to the party offering such property as he at the same place receives, stores and forwards in the ordinary course of business, property of like description and in similar quantities offered by any other person, persons or corporations.

Sec. 13. Filing schedule of rates.—Every warehouseman shall file with the commission and shall print and keep open for public inspection a schedule of rates. The commission may determine and prescribe the form in which the schedules required by this act to be filed with the commission and to be kept open for public inspection, shall be prepared and arranged, and may change the form from time to time if it shall be found expedient; and no warehouseman shall undertake to perform any service, or store any goods, wares or merchandise, unless or until such schedule of rates has been filed and published in accordance with the provisions of this act; provided that in case of emergency, a service or storage not specifically covered by the schedules filed, may be performed or furnished at a reasonable rate, which rate shall forthwith be filed and shall be subject to review in accordance with the provisions of this act.

Sec. 14. Change of rates.—Unless the commission otherwise orders, no change shall be made by any warehouseman, in any rate except after thirty days notice to the commission and to the public as herein provided. Such notice shall be given by filing with the commission and keeping open for public inspection, new schedules or supplements stating plainly the change or changes to be made in the schedule or schedules then in force and the time when the change or changes will go into effect. The commission for good cause shown, may, after hearing, allow changes without requiring the thirty days' notice herein provided for by an order specifying the changes so to be made and the time when they shall take effect and the manner in which they shall be filed and published.

Sec. 15. Charging more or less than the published rate.—Except as specified in Sections 13 and 14, no warehouseman shall have, demand, collect, or receive, a greater or less or different compensation for any service rendered or for storing any goods, or wares or merchandise, than the rate or rates applicable to such service or storage, as specified in the schedules on file and in effect at the time.

Provided, nevertheless, that when a warehouseman shall have had goods in store for such a period that the storage charges thereon accumulated are more than such goods would bring at a forced sale, the commission, upon written application and

proof thereof, may authorize such warehousemen to compromise such charges for a sum not less than the amount which such goods would bring at such forced sale.

Sec. 16. Discrimination in rates, etc.—Except as herein otherwise specified, no warehouseman, or any officer, agent or employe thereof, shall directly or indirectly by remittance, rebate, or any device, inducement or other means whatsoever, suffer or permit any corporation or person to obtain any service, or the storage of any goods, wares or merchandise, at less than the rate or rates then established and in force as shown by the schedule filed and in effect at the time. No person or corporation shall directly or indirectly by any device, inducement or means whatsoever, either with or without the consent or connivance of a warehouseman or any of the officers, agents or employes thereof, obtain or seek to obtain, any service, or the storage of any goods, wares or merchandise, at less than the rate or rates then established and in force therefor. Any warehouseman or the officers, agents or employes thereof, or any person acting for or employed by it, or transacting business with it, or any other person who shall violate any provision of this section, shall be guilty of a misdemeanor and upon conviction shall be subject to imprisonment not exceeding one year, or to a fine not exceeding \$1,000 or both.

Sec. 17. Commission to fix rates and regulations.—Whenever the commission, after a hearing upon its own motion, or upon complaint, shall find that the rate or rates demanded, observed, charged or collected by any warehouseman, for any service or storage of goods, wares, merchandise, or in connection with such service or storage, are unjust, unreasonable, discriminatory, preferential, or in any wise in violation of any provision of law, the commission shall determine the just and reasonable rate or rates to be thereafter effective and in force, in such warehouse, and shall fix the same by an order, which shall also determine when such rate or rates shall go into effect. Before making any order under the provisions of this section, the warehouseman shall have an opportunity to be heard upon reasonable notice to be determined by the commission.

Sec. 18. Obligation to obtain license.—Every warehouseman shall be licensed annually by and shall be under the supervision and subject to the inspection of the commission. Written application, under oath in such form as shall be prescribed by the commission, shall be made to the commission for license, specifying the city in which it is proposed to carry on the business of warehousing, the location, size, character and equipment of the building or buildings or premises to be used by the said warehouseman, the kind of goods, wares and merchandise intended to be stored therein, the name of the person or corpora-

tion operating the same, and of each member of the firm or officer of the corporation, and any other facts necessary to satisfy the commission that the property proposed to be used is suitable for warehouse purposes, and that the warehouseman making the application is qualified to carry on the business of warehousing. Should the commission decide that the building or other property proposed to be used as a warehouse is suitable for the proposed purpose, and that the applicant or applicants are entitled to a license, notice of such decision shall be given the interested parties, and upon the applicant or applicants filing with the commission the necessary bond, as provided for in this act, the commission shall issue the license provided for, upon payment of the license fee, as in this section provided. A warehouseman to whom a license is issued shall pay for such license a fee of one hundred dollars (\$100.00). Such license may be renewed from year to year, but shall never be valid for a period of more than one year, and always upon payment of the full license fee, as provided for in this section for such renewal; provided that no license shall be issued for any portion of a year for less than the full amount of the license fee, as provided for in this section. Each license obtained under this act shall be publicly displayed in the main office of the place of business of the warehouseman to whom it is issued. Such license shall authorize the warehouseman to carry on the business of warehousing only in the one city named in said application, and in the buildings therein described. But the commission without requiring an additional bond and license, may issue permits from time to time to any warehouseman already duly licensed under the provisions of this act, to operate an additional warehouse or warehouses in the same city for which his original license was issued during the term thereof, upon his filing an application for such permit, and in such form as shall be prescribed by the commission.

Licenses and permits may be revoked by the commission for violation of law, or of any rule or regulation by it prescribed, upon notice and hearing. A license may be refused to any warehouseman whose license has been revoked during the preceding year.

Sec. 19. Bond to be filed.—Every warehouseman applying for and receiving a license from the commission as provided for in this act, shall file with the commission, and acceptable to the commission, a surety bond to the State of Minnesota. Such bonds shall be in the amount of \$50,000.00 and be conditioned for the faithful discharge of all duties as a warehouseman operating under this act, and full compliance with the laws of the state and rules, regulations and orders of the commission relative thereto.

Sec. 20. Penalty for transacting business without a license.—Any person or persons who shall transact the business of a

warehouseman as defined in this act, except for the purpose of winding up the same under the supervision of the commission, without first procuring a license and giving a bond as provided for in this act, and any licensed warehouseman who shall operate any warehouse without obtaining the permit herein provided for, or who shall continue to transact such business after such license has expired, or such bond may have become void or found insufficient security for the penal sum in which it is executed, by the commission approving the same, shall be guilty of a misdemeanor, and upon conviction be fined in a sum not less than \$100 nor more than \$500 for each and every day such business is carried on before said license or permit, as the case may be, is issued or after the expiration of such license or permit, or after receiving notice from the commission that such bond has become void or has been found insufficient security; and the operation of such warehouseman may be enjoined upon complaint of the commission before a court of competent jurisdiction.

Sec. 21. Proceedings before the commission—How commenced.—Proceedings before the commission against any warehouseman, shall be instituted by complaint, verified as pleadings in a civil action, stating in ordinary language the facts constituting the alleged omission or offenses. The parties to such proceedings shall be termed, respectively, "Complainant" and "Respondent."

Sec. 22. Notice to respondent.—Upon filing such complaint, if there appear reasonable grounds for investigating such matter, the commission shall issue an order, directed to such warehouseman, requiring him to grant the relief demanded, or show cause by answer within 20 days from the service of such notice, why such relief should not be granted. Such order, together with a copy of the complaint shall forthwith be served upon the respondent.

Sec. 23. Answer.—The respondent may file and serve by mail, upon the complainant within 20 days after the service of the order, an answer alleging that it has already granted the relief demanded, or setting up any matter of defense. If the answer alleges the granting of the relief, the complainant shall within 20 days reply, admitting or denying such allegation. If he fails to reply, or admits the allegation, the proceeding shall be dismissed.

Sec. 24. Hearing.—If the matter be not adjusted to the satisfaction of the commission, it shall set a time and place of hearing, and give at least ten days notice thereof to each party. The parties shall appear either in person or by attorney. The commission shall hear evidence and otherwise investigate the matter and shall make findings of fact upon all matters involved, and such order or recommendation in the premises as may be just. A copy

of such findings and order or recommendation, shall forthwith be served upon each party. No proceeding shall be dismissed on account of want of pecuniary interest in the complainant.

Sec. 25. Notice and orders—Service.—All notices and orders in proceedings before the commission shall be signed by the secretary. Service may be made of all notices, orders or other papers provided for in this act, by mail, upon any person or firm, or upon the president, general manager or other proper executive officer of any corporation interested. If any party has appeared by attorney such service shall be made upon such attorney.

Sec. 26. Witnesses.—The commission in any hearing or investigation, may require the attendance of any witnesses and the production of any books, papers or records. Witnesses shall receive the same fees and mileage as in civil actions. The disobedience of any subpoena in such proceedings, or contumacy of any witness, may upon application of the commission, be punished by any district court in the same manner as if the proceedings were pending in such court.

Sec. 27. Complaint that rate is unreasonable—Duty of commission.—Upon verified complaint of any person or of any corporation that any rates are unjust, unreasonable, discriminatory, preferential or in any way in violation of law, the commission shall proceed to investigate the matters alleged in such complaint, and for the purposes of such investigation they may require the attendance of witnesses and the production of books, papers and documents. If, upon the hearing, such rates are found to be unjust, unreasonable, discriminatory, preferential or in any way in violation of law the commissioner shall make an order, stating wherein the same are so unjust, unreasonable, discriminatory, preferential or in any way in violation of law, and shall make a rate or rates which shall be substituted for that or those so complained of. Rates so made by the commission shall be deemed *prima facie* reasonable in all courts, and shall be in full force during the pendency of any appeal or other proceedings to review the action of the commission in establishing the same.

Sec. 28. Investigation without complaint—Notice.—The commission shall also upon its own motion, investigate any matter relating to the management by any warehouseman of his business, or the reasonableness of all rates whenever in its judgment the public interest so requires. If any such rates are found unreasonable or discriminatory, the commission shall find what is reasonable under the circumstances, and may make new schedules of any or all rates under consideration in such investigation, and its own order shall fix the date when such rates shall go into effect. Before making any order under the provisions of this section, the warehouseman shall have an opportunity to be heard upon such notice as the commission shall deem reasonable.

The rates established under the proceedings instituted under this section, shall be in force during the pendency of any appeal or other proceedings to review the action of the commission.

Sec. 29. Appeals to the district court.—Any party to a proceeding before the commission, or any party affected by any order thereof, may appeal therefrom to the district court of the county in which the principal place of business of the respondent is located, or in case the order is made in a proceeding commenced by the commission on its own motion without complaint, to the district court of any county in which the warehouseman has his principal place of business, at any time within thirty days after service of a copy of such order on the parties of record, as in this act provided, by service of a written notice of appeal, on said commission, or on its secretary. Upon service of said notice of appeal, said commission, by its secretary, shall forthwith file with the clerk of said district court, to which said appeal is taken, a certified copy of the order appealed from, together with the findings of fact on which the same is based.

Sec. 30. Proceedings on appeal—Orders not appealed from.—The appellant serving such notice of appeal shall, within five days after service thereof, file the same with proof of service, with a clerk of the court to which said appeal is taken, and thereupon said district court shall have jurisdiction over said appeal, and the same shall be tried therein, according to the rules relating to a trial of civil actions, so far as the same are applicable. The complainant before the commission, if there is one (otherwise the State of Minnesota), shall be designated as the complainant in the district court, and the warehouseman as the defendant. No further pleadings than those filed before the commission shall be necessary. Such findings of fact shall be prima facie evidence of the matters therein stated, and the order shall be prima facie reasonable, and the burden of proof upon all issues raised by the appeal shall be on the appellant. If said court shall determine that the order appealed from, is lawful and reasonable, it shall be affirmed, and the order enforced as provided by law. If it shall be determined that the order is unlawful or unreasonable, it shall be vacated and set aside. Such appeal shall not supersede the order appealed from, unless the court, upon an examination of said order and the return made on said appeal, and after giving the respondent notice and opportunity to be heard, shall so direct. If such appeal is not taken, such order shall be final, and it shall thereupon be the duty of the warehouseman affected, to adopt and publish the rates therein prescribed, and abide the order of the commission. When no appeal is taken from an order, as herein provided, the parties affected by such order shall be deemed to have waived the right to have the merits of such controversy reviewed by a court, and

there shall be no trial of the merits or re-examination of the facts of any controversy in which said order was made, by any district court to which application may be made for the writ to enforce the same.

Sec. 31. Failure to obey order or law.—Whenever any warehouseman shall fail to obey any law of this state, or any order of the commission, the commission may, upon verified petition alleging such failure, apply to the district court of the county in which said warehouseman has his principal place of business, for the enforcement of such law, or order, or other appropriate relief. The court, upon such notice as it may direct, shall hear such matter as in case of an appeal from an order. On such hearing, the findings of fact upon which such order is based shall be prima facie evidence of the merits therein stated, and the court may grant any provisional or other relief, ordinary or extraordinary, legal and equitable, which the nature of the case may require, and may impose a fine of not more than \$50 for each day's failure to obey any writ, process or order of the court, in addition to all other penalties or forfeitures provided by law. A temporary mandatory or restraining order may be made in such proceedings, notwithstanding any undetermined issue of fact, upon such terms as to security as the court may direct.

Sec. 32. Trial.—The district court shall be deemed always open for all civil proceedings under this act, and any such proceedings may be brought to trial in any county in the judicial district where the same are pending, and shall take precedence over all other matters except criminal cases. Except when there is a constitutional right to a trial by jury, not expressly waived, all such proceedings shall be tried summarily by the court.

Sec. 33. Incriminating questions.—In any proceedings under this act or any law relating to warehousemen, the court, at its discretion, may require a witness to answer any question, although his answer may tend to convict him of a crime, but no person so compelled to answer shall thereafter be liable to any prosecution for such crime.

Costs and attorneys' fees.—In any proceedings in district court under the provisions of this act, or any law relating to warehousemen, either by appeal or otherwise, the court may order the payment by either party of such counsel fees and disbursements, as it deems just and reasonable.

Sec. 34. Proceedings in the name of the state.—All acts or proceedings instituted by the Railroad and Warehouse Commission under this act shall be brought in the name of the state, and shall be prosecuted by the attorney general.

Appeal to the supreme court.—Any party to an appeal or other proceeding in district court, under the provisions of this act, may appeal from the final judgment or from any final order

therein, in the same cases and manner as in civil actions. The appeal may be filed in the supreme court before or during any term thereof, and shall be immediately entered on the calendar and heard, upon such notice as the court may prescribe.

Sec. 35. Action on bond in the name of the state.—When any one licensed to do business as a public warehouseman fails to perform his duty, or violates any of the provisions of this act, any person, persons or corporations injured by such failure or violation may, with the consent of the commission, and the attorney general, bring an action in the name of the state, but to his or their own use, in any court of competent jurisdiction on the bond of such warehouseman. In such action the person, persons or corporation in whose behalf the action is brought shall file with the court a satisfactory bond for costs, and the state shall not be liable for any costs.

Sec. 36. Persons violating act or order—Penalty.—Any warehouseman and each person, who, either individually, or acting as an officer, agent or employe of a warehouseman, violates or fails to comply with any provisions of this act, or fails to observe, obey or comply with any order, decision, rule, regulation, direction or requirement, or any part or portion thereof of the commission, made or issued under authority of this act, or who procures, aids or abets any warehouseman in his violation of this act, or in his failure to observe, obey or comply with this act, or any such order, decision, rule, regulation, direction or requirement, or any part or portion thereof, in a case in which a penalty is not otherwise provided for in this act, is guilty of a misdemeanor, and upon conviction shall be punished by a fine not exceeding \$1,000 or by imprisonment not exceeding one year, or by both such fine and imprisonment.

Each violation of the provisions of this act, or of any order, decision, rule, regulation, direction or requirement of the commission, or any part or portion thereof, by any warehouseman, is a separate and distinct offense.

In construing and enforcing the provisions of this act, relating to penalties, the act, omission or failure of any officer, agent or employe of any warehouseman, acting within the scope of his official duties or employment, shall in each case be and be deemed to be the act, omission or failure of such warehouseman.

Sec. 37. Saving clauses—Constitutionality.—If any section, subdivision, sentence or clause of this act is for any reason held invalid or to be unconstitutional, such decision shall not affect the validity of the remaining portion of this act.

Sec. 38. Technical omissions not to invalidate acts of commission.—A substantial compliance with the requirements of this act shall be sufficient to give effect to all the acts, orders, decisions, rules and regulations of the commission, and they shall

not be declared inoperative, illegal or void, for any omission of a technical nature in respect thereto.

Sec. 39. **When act takes effect.**—This act shall take effect and be in force on and after the first day of October, 1915.

Approved April 21, 1915.

CHAPTER 211—S. F. No. 365.

An Act in reference to the use of materials produced in the State of Minnesota, in the erection of public buildings for the state or any buildings which are erected in part from state funds.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Material produced in state to be given preference in public buildings.**—That in any and all buildings hereafter erected by the State of Minnesota, or to the erection of which the State of Minnesota has granted aid, preference shall always be given in the erection thereof to materials produced or manufactured in the State of Minnesota by citizens or residents thereof wherever practicable; provided that in the building and erecting of foundations, steps, approaches, and the outer walls of any and all such buildings, materials produced and manufactured in the State of Minnesota by citizens and residents thereof only shall be used. Provided, that the provisions of this act shall not apply to metal lath or Portland cement necessarily used in any such foundations, steps, approaches or outer walls.

Sec. 2. **Not to affect buildings in process of construction.**—This act shall not affect buildings now in process of construction nor shall it affect buildings for which contracts for the construction thereof have been entered into prior to the passage of this act. Provided further that nothing in this act shall prevent the completion of buildings now partially erected with the same kind of materials which have heretofore been used. Provided further, that nothing in this act shall prevent an addition being made to any building now constructed out of the same material as the original building, nor the completion of any group of buildings out of the same material as was used in the construction of the buildings already completed.

Sec. 3. **Not to apply where it appears pool has been formed.**—The provisions of this act shall not apply in any case where, in the judgment of the different officers, boards, or other authority in this state, now or hereafter vested with the power of contracting for the buildings hereinbefore referred to, it appears that an attempt is being made by producers or manufacturers in this state to form a pool, trust or combination of any kind for the purpose of fixing or regulating the price of materials to be used in any such building or buildings.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 212—S. F. No. 528.

An Act amending Section 9381, General Statutes of Minnesota for 1913, and creating an additional section numbered 12 in Chapter 188, Laws of 1913, relating to the establishment and maintenance of a work farm for the confinement and care of criminal offenders.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Procedure for establishment of work farm and tax levy authorized.**—That Section 9381, General Statutes of Minnesota for 1913, be and the same hereby is amended so as to read as follows:

Sec. 9381. Any such county wishing and deciding to provide a work farm by itself alone as indicated in Section two (9375) of this act, may through its county commissioners appropriate the first year not to exceed the sum of \$35,000.00 for the purchase of the land and establishment and equipment of the same, or not to exceed the sum of \$20,000.00 if it shall decide to provide such work farm in cooperation with any such city, as herein provided.

Such work farm commissioners shall determine by resolution each year, prior to July 1st, the amount of money necessary for the equipment and maintenance of the work farm the following year, over and above the probable receipts for the account of said work farm fund from all sources other than taxes, and a certified copy of such resolution shall be forthwith forwarded to the county board, if such work farm be established and maintained by such county alone, and such board shall at its regular meeting in July include such amount in its annual levy of county taxes for the ensuing year, unless after due hearing such amount be determined to be excessive and unnecessary, in which event such amount may be reduced accordingly by the board.

That in case such work farm be established and maintained by any such county and city jointly, certified copies of such resolution determining the said amount necessary for the equipment and maintenance of said work farm for the following year, shall be forthwith forwarded to the county board of such county and to the city council of such city, and such board shall at its regular meeting in July, and said city council shall at some meeting prior to October tenth, include the proper share of said county and city in their annual levies of county and city taxes, respectively, unless such amounts shall be reduced by said county board and

city council in the manner hereinbefore provided, to amounts that shall be deemed reasonable and necessary by said county board and said city council.

But in no case shall the amount of such levy in any one year after the first year exceed the sum of one-fifth ($1/5$) of one mill on the dollar of the assessed valuation of property in said county, when said work farm is maintained by such county alone; nor exceed the sum of one-tenth ($1/10$) of one mill on the dollar of the assessed valuation of property in said county, for said county's share, of such tax levy for said work farm fund, when said work farm shall be maintained by said county and city jointly. Such amounts when collected shall be apportioned by the county auditor and be credited to the "county work farm fund" or to the "joint county and city work farm fund," as the case may be. At the end of each year any balance remaining in said "joint county and city work farm fund" to the credit of said city's share, shall be apportioned and paid to said city, if the council of said city shall so demand.

All moneys received for such work farm shall be deposited in the treasury of said county to the credit of such fund and shall not be used for any other purpose, and shall be drawn-upon by the proper officials of said county upon the properly authenticated vouchers of said "board of work farm commissioners" or "board of joint county and city work farm commissioners," as the case may be.

Sec. 2. Acquiring of additional lands.—That there is hereby created a new and additional section in said chapter 188, Laws 1913, numbered section 12 and reading as follows:

Sec. 12. That the Board of County Commissioners of any county to which this act shall apply may acquire additional land not contiguous to any correction or work farm heretofore or hereafter established for men, not exceeding forty acres in extent, and may establish and maintain thereon a correction or work farm for women only, such county acting by itself alone or in co-operation with any city of the first or second class located in such county, whenever such city shall have the power under its charter to acquire land for and establish and maintain such correction or work farm. That whenever the Board of County Commissioners of any such county, or the city council of any such city shall decide by resolution duly adopted, to establish and maintain such correction or work farm for women and shall acquire the needed land therefor, the Board of Work Farm Commissioners hereinbefore provided for shall forthwith have full charge and control of such correction or work farm for women, the erection of all buildings and the making of all improvements thereon. The superintendent of the work farm for men, if one shall have been established, in any county to which this act ap-

plies, shall also be superintendent of such correction or work farm for women, but said commission shall have authority to employ all other necessary assistants for carrying on said institution, and shall in all other respects have the same powers and duties in connection therewith, as is hereinbefore provided for the management and control of such correction or work farm for men, in order that such farm for women may be maintained and female prisoners be cared for thereon in substantially the same manner as is hereinbefore provided for men. That female offenders may be sentenced to confinement on said correction or work farm for women by any of the courts in such county in like manner as male offenders are sentenced to said correction or work farm for men, and such Board of Work Farm Commissioners shall have the same jurisdiction and control over such female prisoners as over male prisoners sentenced to said farm.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 213—S. F. No. 631.

An Act forbidding vacating buildings, by tenant, without notice to landlord, between November 15th and April 15th following.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Notice to be given of vacation of building.**—Every person who shall, between the 15th day of November and the 15th day of April following, remove from, abandon or vacate any building or part thereof, occupied by him, or in his possession, as tenant, except upon the termination of his tenancy, and which contains any plumbing, water, steam or other pipe liable to injury from freezing, without first giving to the landlord, owner, or agent in charge, of such building three days notice of his intention so to remove, shall be guilty of a misdemeanor.

Sec. 2. This act shall take effect from and after its passage.

Approved April 21, 1915.

CHAPTER 214—S. F. No. 744.

An Act authorizing cities of Minnesota of over 50,000 inhabitants to issue bonds for the construction of sewers in such cities.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$250,000 sewer bonds authorized for Minneapolis.**
—Any city of this state now or hereafter having over fifty thou-

sand inhabitants and not governed by a charter adopted pursuant to Section 36, Article 4, of the state constitution, in addition to the powers now possessed by such city, is hereby authorized and empowered, by resolution duly passed by an affirmative vote of not less than two-thirds of all the members of the city council or common council, to issue and sell municipal bonds of such city to an amount not exceeding Two Hundred and Fifty Thousand Dollars (\$250,000) in par value and to use the proceeds thereof for the purpose of aiding in defraying the cost of laying and constructing main or trunk line sewers in such city.

Sec. 2. Regardless of present limitations of indebtedness.—The bonds hereby authorized or any part thereof may be issued and sold by any such city notwithstanding any limitations contained in the charter of such city or any law of this state prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of such city shall at all times be pledged for the payment of any such bonds issued hereunder and for the payment of the current interest thereon, and the city council or common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. Thirty years at 4 per cent, and how signed.—No bonds shall be issued by any such city under this act for the purposes hereinabove named to run for a longer period than thirty years, or bearing a higher rate of interest than 4 per cent per annum, payable semi-annually, but the place of the payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as shall be determined by the city council or common council. All such bonds shall be signed by the mayor and countersigned by the city comptroller and attested by the city clerk of such city and shall be sealed with the seal of said city, except that the signatures to the coupons attached thereto, if any, may be lithographed thereon, and none of such bonds shall be sold for less than ninety-five (95) per cent of their par value and accrued interest and then only to the highest responsible bidder therefor.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 215—S. F. No. 817.

An Act entitled, "An Act to provide for the election and term of abstract clerk in all counties in the State of Minnesota, now, or hereafter having a population of over two hundred thousand, and not over three hundred thousand inhabitants, and to repeal all inconsistent acts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Election of abstract clerk in Ramsey county.**—That in all counties in the State of Minnesota, now, or hereafter having a population of over two hundred thousand and not over three hundred thousand population, the abstract clerk to which any such county is entitled by law, shall be elected at the general election for county officers to be held in the year A. D. 1918, and each four years thereafter, and his term of office shall be for four years and until his successor is elected and qualified.

Sec. 2. **Present officers to hold until qualification of successors after election of 1918.**—The term of office of all abstract clerks now in office in any county embraced in section one of this act, shall continue until their successors are elected at the general election in the year 1918, and until such successors qualify as provided by law.

Sec. 3. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 216—S. F. No. 916.

An Act to legalize certain proceedings heretofore taken for the drainage of lands in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain drainage proceedings legalized.**—Where the county board of any county of this state, or the Judge of any of the District Courts of this State, in pursuance of Chapter 230 of the Laws of 1905 and the acts amendatory thereof or supplemental thereto, has located and established or attempted to locate and establish any ditch, drain, or water course wholly within any county of this state, or partly within two or more counties thereof, and it has been determined by resolution adopted by said board or order made by said Judge, that such ditch, drain or water course will be of public utility and promotive of or be conducive to the public health, and that the benefits or estimated benefits to be derived from the construction thereof are greater than the

total cost, including damages awarded, and such ditch, drain or water course has been actually constructed, in accordance with the plans and specifications filed by the Engineer therein, or of the contract made in accordance with such plans and specifications, or the county has entered into a contract or contracts for the construction thereof, and the County Auditor has, or the County Auditors, as the case may be, or any of them, have executed and filed in the office of the Register of Deeds the tabular statement provided for in said Act, making assessments for the cost of the location, establishment and construction of the same within such county against the lands, corporations and roads benefited thereby, and the time for appeals had expired and no appeals have been taken therefrom or from any such proceedings, or if such appeals have been taken that the same have been determined before the passage of this act, then the said proceedings and all assessments or liens so levied or attempted to be assessed or levied for the actual cost of such work, including damages awarded, are hereby legalized and declared to be valid and in full force and effect until paid, in the time and manner set forth in said Act and amendments thereto.

Sec. 2. Not to affect right of appeal.—This act shall not apply to or effect the right of appeal from such proceedings, as now provided by law, or any action or appeals now pending in which the validity of said proceedings is called in question.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 217—S. F. No. 74.

An Act to authorize certain cities in the State of Minnesota, now or hereafter having a population of more than fifty thousand inhabitants, to procure, establish and maintain municipal forests.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. St. Paul given power to maintain municipal forest.—Any city in the State of Minnesota, now or hereafter having a population of more than fifty thousand inhabitants, by resolution of the governing body thereof, may accept donations of land as such governing body may deem to be better adapted for the production of timber and wood than for any other purpose, for a forest, and may manage the same on forestry principles. The donor of not less than one hundred acres of any such land shall be entitled to have the same perpetually bear his or her name. The governing body of any such city, when funds are available or have been levied therefor, may purchase or obtain by condemnation proceedings, and preferably at the sources of streams, any

tract of land for a forest which is better adapted for the production of timber and wood than for any other purpose, which is conveniently located for the purpose, and manage the same on forestry principles. The selection of such lands, and the plans of management thereof, shall have the approval of the state forester. Such city is authorized to levy and collect an annual tax of not exceeding five mills on the dollar of its assessed real estate valuation, in addition to all other taxes authorized or permitted by law, to procure and maintain such forests.

Sec. 2. Application.—This act shall apply only to such cities as are or may be governed by a charter adopted pursuant to Section 36 Article 4 of the Constitution of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 218—S. F. No. 85.

An Act to legalize conveyances of real property made by a married man or woman direct to his or her spouse, and the records of such conveyances.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Legalizing conveyances from husband direct to wife.—That all conveyances of real property within this state, made prior to the first day of January, 1915, in which a married man or married woman has conveyed real property directly to his or her spouse, shall be and the same are hereby declared to be legal and valid, and the records of such conveyances heretofore actually recorded in the office of the Register of Deeds of the proper county shall be in all respects valid and legal; and such conveyances and the records thereof shall have the same force and effect in all respects as conveyances of title and for the purpose of notice, evidence or otherwise, as may be provided by law in regard to conveyances and their records in other cases. Provided, that the provisions of this act shall not apply to any action or proceeding now pending in any of the courts of this state.

Sec. 2. This act shall take effect from and after its passage.

Approved April 21, 1915.

CHAPTER 219—S. F. No. 360.

An Act to amend paragraph 8 of Section 696 of the General Statutes of 1913, pertaining to the powers of county boards.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County boards given right to appropriate \$1,000 annual for county fairs.—That paragraph 8 of Section 696 of the Revised Laws of 1913 be and the same is hereby amended so as to read as follows:

8. To appropriate to any county agricultural society of its county, which is a member of the state agricultural society, a sum of money not exceeding *one thousand dollars* annually, provided, that in any county in which two county agricultural societies are members of the state agricultural society any appropriations so made shall be divided equally between them.

Approved April 21, 1915.

CHAPTER 220—S. F. No. 742.

An Act authorizing cities of Minnesota of over 50,000 inhabitants to issue bonds for the extension, enlargement and improvement of the water works system of such cities.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. \$350,000 bond issue for Minneapolis for water works system.—Any city of this state now or hereafter having over fifty thousand inhabitants and not governed by a charter adopted pursuant to Section 36, Article 4, of the state constitution, in addition to all the powers now possessed by such city, is hereby authorized and empowered, by resolution duly passed by an affirmative vote of not less than two-thirds of all the members of the city council or common council, to issue municipal bonds of such city to an amount not exceeding three hundred and fifty thousand dollars (\$350,000), and to use the proceeds thereof for the purpose of defraying the cost of the extension, enlargement and improvement of the water works system of such city.

Sec. 2. Regardless of present indebtedness.—The bonds hereby authorized or any part thereof may be issued and sold by any such city notwithstanding any limitations contained in the charter of such city or any law of this state prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of such city shall at all times be pledged for the payment of any such bonds issued hereunder and for the payment of the current interest thereon, and the city council or common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the pay-

ment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. Thirty years at 4 per cent, and how signed.—No bonds shall be issued by any such city under this act for the purposes hereinabove named to run for a longer period than thirty years, or bearing a higher rate of interest than 4 per cent per annum, payable semi-annually, but the place of the payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as shall be determined by the city council or common council. All such bonds shall be signed by the mayor and countersigned by the city comptroller and attested by the city clerk of such city and shall be sealed with the seal of said city, except that the signatures to the coupons attached thereto, if any, may be lithographed thereon, and none of such bonds shall be sold for less than ninety-five (95) per cent. of their par value and accrued interest and then only to the highest responsible bidder therefor.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 221—S. F. No. 871.

An Act authorizing and empowering cities of Minnesota of over 50,000 inhabitants to negotiate and make short time loans in anticipation of the collection of unpaid taxes and assessments.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minneapolis authorized to make short time loans for payment of current expenses.—Each city of this state now or hereafter having over fifty thousand inhabitants and not governed under a charter adopted pursuant to Section 36, Article 4, of the state constitution, in addition to all powers now vested in the city, is hereby authorized and empowered, acting through the city council or other chief governing body of the city, to negotiate for and borrow money in such amounts as shall be required by the city or any department of the city for the payment of the current expenses of the city and the several departments and boards thereof and the cost of local improvements, in anticipation and in advance of the collection of unpaid taxes and assessments which have been levied and assessed by the city for such purposes and are due and payable at the time of making such loans, and to execute and deliver proper promissory notes of the city for the amounts of money so borrowed by the city. All such notes shall be signed in behalf of the city by the mayor, city comptroller and city treasurer of the city.

The power to borrow money hereby conferred shall be exercised by the city only upon recommendation of the city treasurer and city comptroller of the city so to do and only when directed by vote of at least two-thirds of the members elect of the city council or other chief governing body of the city. No greater rate of interest shall be paid by the city for the use of any moneys so borrowed by it than 5 per cent. per annum, payable semi-annually. All loans of money obtained by any city pursuant to this act shall be for a period not exceeding six months from the date of such loans respectively and no such promissory note issued by any city under this act shall be made payable more than six months from the date thereof.

All debts incurred by the city for moneys borrowed by the city under this act, and all notes issued by the city as evidence of such debts, and all interest accruing thereon, shall, upon the collection of such unpaid taxes and assessments, be paid from the respective funds of the city for the benefit and on account of which such moneys and notes were respectively borrowed and issued.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 222—H. F. No. 875.

An Act limiting the time within which action may be brought upon a judgment note or other instrument containing any provision authorizing entry of judgment by confession, and the time within which action may be brought upon any judgment confessed thereon and repealing inconsistent acts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Action to be commenced within one year.**—No action shall be maintained upon any judgment note or other instrument, heretofore or hereafter executed, containing any provision authorizing a confession of judgment thereon, unless begun within one year after the cause of action shall have accrued.

Sec. 2. **Action upon judgment from U. S. court.**—No action shall be maintained upon any judgment or decree of any court of the United States, or of any state or territory thereof, heretofore or hereafter entered upon a plea of confession under any warrant of attorney or other instrument signed by the debtor authorizing such confession, unless the action upon such judgment be begun within one year after the rendition or entry thereof.

Sec. 3. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with or conflicting with the provisions of this act are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after November 1st, 1915.

Approved April 21, 1915.

CHAPTER 223—H. F. No. 211.

An Act to amend Section 7376, General Statutes 1913, empowering the probate court to direct the representative of a deceased person and guardian of an insane or incompetent ward to convey real estate when the same can be compelled under a previous written contract for conveyance.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Representative or guardian authorized to convey real estate in certain cases.**—That section 7376 General Statutes 1913, be, and the same is hereby amended to read as follows:

7376. When any person under contract, in writing, to convey any real estate, dies or becomes insane or incompetent before making the conveyance, the probate court may direct the representative or guardian, or the guardian of any minor who may take the vendor's interest in such real estate or any part thereof by descent or devise from such decedent, to convey such real estate to the person entitled thereto in all cases where such decedent, if living, or such ward, if sane or competent, might be compelled to convey.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 224—H. F. No. 726.

An Act to legalize certain ditch, drain or water course proceedings, established or attempted to be established under and pursuant to any of the provisions of any law of the State of Minnesota governing judicial ditches, and to declare legal and valid all the proceedings and assessments and liens levied or created under and pursuant to such laws and the amendments thereto.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain ditch proceedings legalized.**—Where the judge of any of the district courts of this state in pursuance of the laws governing the establishment and construction of judicial ditches, has established and ordered constructed in parts of two counties a judicial ditch, drain or other water course, and the proceedings for such establishment and construction are in all

respects valid and according to law, except that the petition and notices required by law to be published, were in fact published in only one of the said counties through which said ditch was so established, such ditch, drain or water course, and such published notices as aforesaid, and all other proceedings for its establishment and construction are hereby legalized and made valid, and any assessments or liens levied or created against lands benefited by the establishment of said ditch, drain or water course, by the county auditor, county board, or judge of said court, for the costs of the establishment and construction of said ditch, drain or water course, are hereby legalized and declared valid and of full force and effect, and a lien upon and against said lands so benefitted by the establishment and construction of such ditch, drain or water course, until paid at the time and in the manner as provided for in the law under which the said ditch drain or water course was established and constructed.

Provided, however, that if any such ditch has been constructed in whole or in part, the same has been so constructed as provided for in the report of the engineer, and in accordance with the contract for the construction thereof.

Sec. 2. **Right of appeal not affected.**—This act shall not apply to or affect the right of appeal from such proceedings as now provided by law, or any actions or appeals now pending in which the validity of any such proceedings is called in question.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 225—H. F. No. 995.

An Act fixing and regulating the salaries, compensation, duties and help of county surveyors in counties having or which may hereafter have, a population of three hundred thousand (300,000) inhabitants or over, and repealing all acts or parts of acts inconsistent herewith.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Hennepin county surveyor allowed annual salary of \$3,600.**—That in every County in this State having, or which may have hereafter, a population of three hundred thousand (300,000) inhabitants or over, the county surveyors shall receive from such county, a salary of thirty-six hundred dollars (\$3,600.00) per annum; for all the services performed by him for the county for which he is elected, which sum shall be paid in equal monthly installments out of the county treasury of such counties upon warrants of the county auditor, and in addition thereto the county surveyor shall be allowed and paid from the

county treasury his actual expenses necessarily incurred in the performance of his services.

Sec. 2. Deputies and engineers and salaries.—The County surveyor shall appoint and employ, two deputies who shall each be paid sixteen hundred dollars (\$1,600.00) per annum; and each of whom shall be required in addition to the services to be performed for such compensation, to furnish at his own expense, all necessary transportation for himself and each assistant assisting him and pay his own expenses within said county, while in the performance of his official duties assigned to him as such; one chief clerk and draftsman who shall be paid the sum of eleven hundred dollars (\$1,100.00) per annum; one assistant engineer and rodman, who shall be paid the sum of ten hundred and eighty dollars (\$1,080.00) per annum; two chainmen who shall each be paid the sum of eight hundred and forty dollars (\$840.00) per annum. All the above salaries and compensations shall be paid in equal monthly installments out of the county treasury upon warrants of the county auditor.

Sec. 3. Duties to be performed.—The county surveyor shall perform all the duties and services now, or which may hereafter be required by law to be performed by him.

Sec. 4. Inconsistent acts repealed.—All acts or parts of acts inconsistent with this act are hereby repealed.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 226—H. F. No. 1049.

An Act providing that registration of voters need not be had prior to the annual charter elections in certain cities of the fourth class operating under home rule charters.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Registration of voters not required in cities of 4th class.—That in all cities of the fourth class in the State of Minnesota operating under home rule charters, in which said charters there is no express provision made for holding a registration day or days for voters prior to the annual charter election, there shall not be had any registration day or days for voters prior to such election.

Approved April 21, 1915.

CHAPTER 227—S. F. No. 89.

An Act to amend Section 8300 of the General Statutes of Minnesota for the year 1913, relating to the service of notice in habeas corpus proceedings.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Service upon county attorney or attorney general in habeas corpus proceedings.**—That Section 8300 of the General Statutes of Minnesota for the year 1913 be amended so as to read as follows:

“8300. In criminal cases, *if the prisoner is confined in a town, village, city or county jail*, notice of the the time and place at which the writ is returnable shall be given to the county attorney of the county from which the prisoner was committed, *if such county attorney is within his county*; *if the prisoner is confined in a state institution, said notice shall be given to the attorney general, whose duty it shall be to appear for the person named as respondent in said writ*; in other cases, like notice shall be given to any person interested in continuing the custody or restraint of the party seeking the aid of such writ.

Approved April 21, 1915.

CHAPTER 228—S. F. No. 98.

An Act to provide for the establishment of juvenile detention homes for girls in certain counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Juvenile detention home for Hennepin County.**—County commissioners in counties having a population of 300,000 or over shall have authority to purchase, lease, erect, equip and maintain a juvenile detention home for girls, and the same may, with the approval of the district court judges, be a separate institution, or it may be established and operated in connection with any other organized charitable or educational institution. The plans, location, equipment and operation of said detention home shall in all cases have the approval of the judges of the district court. There shall be a matron appointed for such home, and she shall be a probation officer of the juvenile court, and shall be appointed and removed by the district judges. The salaries of the matron and other employees shall be fixed by the judges of the district court.

The juvenile court may place in said detention home, for temporary detention, or for a period of not more than six months under any order, any girl coming before or within the jurisdiction of said court, and any girl who is placed in such home may

be released therefrom by order of said juvenile court at any time.

The county commissioners of all counties to which this act applies are hereby authorized, empowered, and required to provide the necessary funds and to make all needful appropriations to carry out the provisions of this act.

Sec. 2. **Not to affect Chap. 285, G. L. 1905.**—Nothing contained in this act shall be construed to impair or limit the power of counties to establish and maintain juvenile detention homes under the provisions of Chapter 285 of the Laws of Minnesota for the year 1905 and amendments thereof.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 229—S. F. No. 139.

An Act to amend Chapter 469, General Laws of Minnesota for 1913, authorizing certain cities of the first class to provide by ordinance for the prompt payment of bills rendered for goods purchased for city purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Bills of park commissioners of Minneapolis to be paid without formal vote of board.**—Section 1 of Chapter 469 of the General Laws of Minnesota for 1913, authorizing certain cities of the first class to provide by ordinance for the prompt payment of bills rendered for goods purchased for city purposes be, and the same hereby is, amended so as to read as follows:

Sec. 1. The city council or other governing body of any city of the first class not operating under a home-rule charter, notwithstanding any provision of its charter to the contrary, may hereafter provide by ordinance for the payment of all current bills incurred by the city for goods, wares and merchandise, the purchase whereof has been duly authorized for the use of the city or any of its departments, without awaiting the formal vote of said governing body directing payment thereof. *The board of park commissioners of any such city may likewise by ordinance provide for the payment of all current bills incurred by it or under its authority for goods, wares, and merchandise without awaiting the formal vote of such board directing payment thereof.*

Approved April 21, 1915.

CHAPTER 230—S. F. No. 142.

An Act relating to government of cities of the first class and authorizing the levy of taxes for playground purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **One-eighth of a mill tax in Minneapolis for playgrounds.**—The Board of Park Commissioners of each city of the first class not organized under Section 36, Article 4 of the State Constitution, in addition to all powers and authority already possessed is hereby authorized and empowered and it shall be its duty to levy annually upon all the property, real and personal, of the city a tax not exceeding one-eighth of a mill upon each dollar of the assessed valuation for the purpose of acquiring, equipping, maintaining and governing playgrounds for the public use as a part of the system of parks and parkways of the city, provided that credits and real estate mortgages shall be subject only to the levy and collection of taxes now or hereafter prescribed by law, and provided further that the rate of such levy shall not exceed the maximum fixed by the board of tax levy in any year.

Sec. 2. **To be certified to county auditor.**—All taxes so levied shall be certified to the county auditor of the county in which the city is situated on or before the tenth day of October of each year, and shall be included in and as a part of the general taxes for state, city and county purposes, and the same shall be collected with and the payment thereof enforced in the same manner as such general taxes and with like penalties and interest. Such taxes when collected shall be paid to the city treasurer and placed in a fund to be known as playgrounds fund, and shall be paid out by warrants ordered by the board of park commissioners and signed by the president and secretary of such board and countersigned by the city comptroller.

Sec. 3. **Commissioners given power to adopt ordinances.**—The board of park commissioners shall have power to adopt ordinances to secure the quiet, orderly and suitable use and enjoyment of such playgrounds by the people and fix and ordain penalties for the violation thereof, which ordinances shall take effect from and after the publication thereof in the official newspaper of the city. The penalties for such violation may include fines not exceeding one hundred dollars (\$100) or confinement in the city workhouse not exceeding ninety (90) days.

Approved April 21, 1915.

CHAPTER 231—S. F. No. 143.

An Act relating to government of cities of the first class and empowering the board of park commissioners to levy taxes for the protection and preservation of shade and ornamental trees and shrubbery in the streets and avenues of the city.

Be it enacted by the Legislature of the State of Minnesota:

Section. 1. One-twentieth of a mill tax in Minneapolis for ornamental shade trees.—The Board of Park Commissioners of each city of the first class not organized under Section 36, Article 4 of the State Constitution in addition to all powers and authority already possessed is hereby authorized and empowered and it shall be its duty to levy annually upon all the property, real and personal, of the city a tax not exceeding one-twentieth of a mill upon each dollar of the assessed valuation for the purpose of protecting, caring for, replacing and maintaining the shade and ornamental trees and shrubbery in the streets and avenues of the city—provided that credits and real estate mortgages shall be subject only to the levy and collection of taxes now or hereafter prescribed by law, and provided further that the rate of such levy shall not exceed the maximum fixed by the Board of Tax Levy in any year.

Sec. 2. To be certified to county auditor.—All taxes so levied shall be certified to the county auditor of the county in which the city is situated on or before the tenth day of October of each year, and shall be included in and as a part of the general taxes for state, city and county purposes, and the same shall be collected with and the payment thereof enforced in the same manner as such general taxes and with like penalties and interest. Such taxes when collected shall be paid to the City Treasurer and placed in a fund to be known as the Street Forestry Fund, and shall be paid out by warrants ordered by the Board of Park Commissioners and signed by the President and Secretary of such Board and countersigned by the City Comptroller.

Approved April 21, 1915.

CHAPTER 232—S. F. No. 144.

An Act to authorize cities in this state now or hereafter having a population of more than fifty thousand inhabitants to issue and sell bonds for improving parks and parkways.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. \$25,000 park bonds for Minneapolis.—Any city in this state now or hereafter having a population of over fifty thousand inhabitants is hereby authorized and empowered, acting by and through the common council of such city, by ordinance

duly enacted by an affirmative vote of not less than two-thirds of all the members-elect of such common council, upon request of the board of park commissioners of said city, or of such other governing body as may have charge and supervision of the parks and parkways of such city, to issue and sell one hundred and twenty-five thousand dollars (\$125,000) par value of the bonds of such city for the purpose of improving parks and parkways.

Section 2. To be issued notwithstanding present indebtedness.—The bonds authorized by Section 1 of this act, or any portion thereof, may be issued and sold by any such city notwithstanding any limitation contained in the charter of such city or in any law of this state, prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of any such city shall at all times be pledged for the payment of any bonds issued under this act and for the current interest thereon, and the common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. Thirty years at 4 per cent and how signed.—No bonds shall be issued by any such city for the purpose hereinabove mentioned to run for a longer term than thirty years, or bearing a higher rate of interest than four per cent per annum, but the place of payment of the principal and interest thereof and the denominations in which the same shall be issued shall be such as may be determined upon by the common council, and may be in the form of coupon bonds, or registered certificates, so called. All such bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller of such city, and shall be sealed with the seal of such city, except that the signatures to the coupons attached to such bonds, if any, may be lithographed thereon, and none of such bonds shall be sold at less than ninety-five per cent of their par value and accrued interest, and then only to the highest responsible bidder therefor.

Sec. 4. Application.—This act shall not apply to any city operating under a home rule charter, framed pursuant to Section 36 of Article 4 of the Constitution of Minnesota.

Sec. 5. In addition to other powers.—The powers granted by this act are in addition to all other existing powers of such cities.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 233—S. F. No. 300.

An Act to amend Sections 6288 and 6289, General Statutes 1913 relating to lots in cemetery associations.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Descent of title of cemetery lot.**—That Section 6288 of the General Statutes 1913 be, and the same is hereby amended so as to read as follows:

Sec. 6288. Upon the death of a lot owner, such lot, unless otherwise disposed of as provided in Section 6289, shall descend as follows:

1. To the surviving spouse of decedent.
2. If there be no living spouse, then to the eldest living son or decedent.
3. If there be no living son, then to the eldest living daughter.
4. If there be no living daughter, then to the youngest brother of decedent.
5. If there be no living brother, then to the youngest sister of decedent.
6. If there be no surviving spouse, son, daughter, brother, or sister of decedent, then to the association in trust for the uses of a burial lot for the decedent and such of his relatives as the trustees shall deem proper. But such association, or, with its consent, any person to whom such lot shall so descend, may grant and convey the same to any one of decedent's sons, daughters, brothers, sisters, or grandchildren, and such grantee shall thereafter be deemed the owner thereof.

Sec. 2. **Right of disposal.**—That Section 6289 of the General Statutes 1913, be and the same is hereby amended so as to read as follows:

Sec. 6289. Any owner of a cemetery lot may dispose of the same by will to any one of his relatives who may survive him, or to such cemetery association, in trust, *for the use and benefit of any person or persons designated in said will*; but no such lot shall be affected by any testamentary devise unless the same be specifically mentioned in the will. *Any owner of a cemetery lot may in his lifetime convey said lot to said association in trust for the use and benefit of any person or persons named in the trust conveyance. Such conveyance may contain such conditions, provisions and covenants as the parties may therein agree upon.* No interment shall be made in any such lot, except by written consent of the association, of the body of any person who was not, at the time of death, the owner thereof, or a relative of the owner by blood or marriage. Every such association shall keep a record of all deeds, conveyances, judgments, decrees or other documents affecting the title to lots in such ceme-

tery, copies of which, certified by the secretary, shall be received in evidence by the courts.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 234—S. F. No. 730.

An Act to amend Chapter 201 of General Laws of Minnesota for 1911, approved April 18, 1911, entitled "An Act authorizing cities of the first class in the State of Minnesota to establish and maintain a purchasing department as a branch of the city government, and to appoint purchasing agents and other employes of such department and to prescribe their duties and make rules and regulations for the conduct and management of such purchasing department."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Purchasing department of Minneapolis given power over all departments.**—Section 1 of Chapter 201 of the General Laws of Minnesota for the year 1911, approved April 18, 1911, is hereby amended so as to read as follows:

Sec. 1. Each and every city of the first class in the state of Minnesota, not having or operating under a home-rule charter adopted pursuant to section 36 of article 4 of the constitution of the State of Minnesota, in addition to all the rights and powers heretofore granted thereto by law, is hereby authorized and empowered and shall at all times hereafter have the power and authority, acting by and through its city council, to establish and maintain a purchasing department as a branch of the city government, which department shall have full charge of the purchase by the city *and the several boards of the city* of all supplies and materials required for the use of *the city and the several departments and boards* of the city, *including the board of charities and corrections, board of education, board of park commissioners and library board, of the city,* and for making and maintaining public works and improvements of the city, *excepting from the provisions of this act the purchase of books, periodicals, pamphlets, works of art and other like supplies for the library board and art museum of the city, and the purchase of supplies for the use of the board of park commissioners of the city at its several refectories and places of amusement,* and to appoint a purchasing agent who shall be the head of such purchasing department, and to appoint all necessary assistant purchasing agents and other employes required for the proper management of such purchasing department, and to prescribe the duties of such purchasing agent, assistant purchasing agents and other employes, and by ordinance

or otherwise to make all rules and regulations necessary for the conduct and management of such purchasing department.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 235—H. F. No. 32.

An Act legalizing the foreclosure and cancellation of contracts for the purchase or sale of real estate and the records thereof where the mortgage tax on such contracts has not been paid prior to the foreclosure or cancellation thereof or subsequent thereto.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain foreclosures and cancellation of contracts legalized.**—That in all cases where a contract for the purchase or sale of real estate has been foreclosed or cancelled or attempted to be foreclosed or cancelled, and such foreclosures or cancellation is defective by reason of the fact that prior thereto no mortgage registration tax has been paid on said contract, such foreclosure or cancellation and all proceedings in connection therewith and the record thereof, if any shall have been made, are hereby legalized and made as valid and effectual to all intents and purposes and of the same force and effect in all respects, for the purpose of notice, evidence, validity, foreclosure, cancellation or otherwise as if such mortgage registration tax had been paid prior to the time of the commencement of any such proceedings. Provided that the mortgage registration tax on said contract has been paid in full before the passage of this act.

Sec. 2. **Payment of mortgage registration tax.**—Any person, persons, co-partnership or corporation as vendee holding any contract for the purchase or sale of real estate, which said contract has heretofore been foreclosed or cancelled or attempted to be foreclosed or cancelled, and the mortgage registration tax was not paid, said person, persons, co-partnership or corporation shall have thirty days from and after the passage of this act to assert any rights they may have under and by virtue of said contract, or be forever barred from asserting same. Provided, that nothing in this act shall be held to apply to any action heretofore commenced or now pending in any of the Courts of this State.

Approved April 21, 1915.

CHAPTER 236—H. F. No. 186.

An Act to amend Section 2978 Revised Laws 1905 as amended by Chapter 178 of General Laws 1909, being Section 6340, General Statutes 1913, relating to banks and trust companies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Trust companies given power to establish a savings department.**—That Section 2978 Revised Laws of Minnesota 1905, as amended by Chapter 178 of General Laws of Minnesota 1909, being Section 6340, General Statutes of Minnesota, 1913, be and the same hereby is amended so as to read as follows:

No individual, co-partnership or corporation other than a savings bank or safe deposit and trust company subject to and complying with all the provisions of law relating to such bank or safe deposit and trust companies respectively, shall in any manner display or make use of any sign, symbol, token, letter-head, card, circular, or advertisement stating, representing or indicating that he, it, or they, are authorized to transact the business which a savings bank, safe deposit or trust company usually does, or under said provision are authorized to do; nor shall any such individual, co-partnership or corporation use the words "savings" or "trust" or "safe deposit" alone or in combination in title or name or otherwise or in any manner solicit business or make loans or solicit or receive deposits or transact business as a savings bank or safe deposit or trust company. Except that a state bank, or trust company, regularly incorporated and authorized to do business under the laws of this state, may establish and maintain a savings department under the supervision of the *superintendent of banks*, and may solicit and receive deposits in said savings department and advertise the same as such, and every such trust company having a savings department may use in its name or title in addition to the word "trust," the words "savings" or "savings bank." Savings deposits received by any such trust company using the words "Savings" or "Savings Bank" in its name or title shall be invested only in authorized securities as defined by law and such trust company shall keep on hand, at all times, such securities as deposits in savings banks may be invested in to an amount at least equal to the amount of such deposits and these securities shall be the representative of and the fund for, applicable first and exclusively to the payments of, such savings deposits. Deposits received by such trust company subject to its right to require notice of withdrawal evidenced by pass books shall be deemed savings deposits.

Every individual, co-partnership or corporation which shall violate any of the provisions of this section shall forfeit to the state the sum of one hundred dollars for every day such violation shall continue.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 21, 1915.

CHAPTER 237—H. F. No. 766.

An Act to amend Section 4789 of the General Statutes of Minnesota, 1913, relating to the open season for birds and number allowed.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Closed season for certain birds until September 7, 1918.**—That Section 4789 of the General Statutes of Minnesota, 1913, be amended so as to read as follows:

Sec. 4789. **Open season for birds—Number allowed.**—No person shall hunt, take, kill, ship, convey, or cause to be shipped, or transported by common or private carrier, to any person either within or without the state, expose for sale, sell to anyone, have in possession with intent to sell, or have in possession or under control at any time, any turtle dove, snipe, prairie chicken, pinnated, white-breasted, or sharp-tailed grouse, quail, partridge, ruffed grouse, chinese, ringneck or English pheasant, wild duck of any variety, brant, or any variety of aquatic fowl whatever, or any part thereof, except:

First. That any turtle dove, snipe, prairie chicken, pinnated, white-breasted or sharp-tailed grouse, woodcock, upland plover and golden plover, may be killed and had in possession between the 7th day of September and the 7th day of November following: *Provided, that no turtle dove, woodcock, upland or golden plover, shall be taken, killed or had in possession before September 7th, 1918.*

Second. That any quail, partridge, ruffed grouse, or pheasant other than Mongolian, Chinese, ring-neck or English pheasant, may be killed or had in possession between the first day of October and the first day of December, following:

Third. That wild duck of any variety, coot, wild goose or any variety brant, or any variety of aquatic fowl whatever, may be killed and had in possession between the 7th day of September and the 1st day of December following: *Provided, that no wood duck shall be taken, killed, or had in possession before September 7th, 1918.*

And when any of the birds mentioned in this section have been lawfully caught, taken, killed or had in possession within the time herein allowed they may be had in possession for five days thereafter, but no person shall, in any one day, take or kill more than *ten birds of any and all varieties*, except wild ducks, of which not over 15 shall be taken or killed in one day or have in

his possession at any time, more than *thirty game birds of any and all varieties, except wild ducks, of which not more than forty-five may be had in possession at any one time.* Provided, that whenever any of the game mentioned in this section shall have been lawfully shot or taken by any resident of this state in any state wherein the season for so lawfully taking the same shall be earlier or later than herein stated, such resident may ship, to himself only in this state, and have in possession therein during the season allowed by the law of such state for the taking thereof any such game so lawfully taken in such state, and for five days thereafter.

Approved April 21, 1915.

CHAPTER 238—H. F. No. 958.

AN ACT relating to the formation of consolidated school districts, providing state aid for schools in such districts, and repealing Chapter 207, Session Laws of 1911 and Chapter 279 and 428 Session Laws of 1913 and other acts and parts of acts inconsistent herewith.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. Procedure for consolidation of school district.—Two or more school districts of any kind may consolidate either by the formation of a new district or by the annexation of one or more districts or unorganized territory to an existing district in which is maintained a state graded, semi-graded, or high school as hereinafter provided.

A district so formed by consolidation or annexation shall be known as a consolidated school district. Before any steps are taken to organize a consolidated school district, the superintendent of the county in which the major portion of territory is situated, from which it is proposed to form a consolidated school district, shall cause a plat to be made showing the size and boundaries of the new district, the location of school houses in the several districts, the location of other adjoining school districts and of school houses therein, and the assessed valuation of property in the proposed district, together with such information as may be of essential value, and submit the same to the superintendent of education, who shall approve, modify, or reject the plan so proposed, and certify his conclusions to the county superintendent of schools.

Sec. 2. Rights of consolidated school districts in incorporated village.—To receive state aid as a consolidated school of Class A or Class B, as defined in this act, the consolidated districts must contain not less than twelve sections; provided, however, that when any consolidated school district shall have at-

tained a valuation of \$200,000 and not exceeding \$1,000,000, and contains within its borders an incorporated village which consolidated district contains but ten sections such consolidated district shall have all the rights and privileges of a consolidated school district. Any existing school district having the area and meeting the requirements specified in this act, shall have the rights and privileges of a consolidated school district.

Sec. 3. Duties of county superintendents.—After approval by the superintendent of education of the plan for the formation of a consolidated school district, and upon presentation to the county superintendent of a petition signed and acknowledged by at least twenty-five (25) per cent of the resident freeholders of each school district or area affected, qualified to vote at school meetings, asking for the formation of a consolidated school district in accordance with the plans approved by the superintendent of education, the county superintendent shall, within ten days, cause ten days' posted notice to be given in each district affected, and one week's published notice, if there be a newspaper published in such district, of an election or special meeting to be held within the proposed district, at a time and place specified in such notice, to vote upon the question of consolidation.

Sec. 4. Election of officers.—At such meeting the electors shall elect from their number a chairman and clerk, who shall be the officers of the meeting. The chairman shall appoint two tellers, and the meeting and election shall be conducted as are annual meetings in common and independent districts. The vote at such election or meeting shall be by ballot, which shall read "For Consolidation," or "Against Consolidation." The officers at such meeting or election shall, within ten days thereafter, certify the result of the vote to the superintendent of the county in which such district mainly lies. If a majority of the votes cast be for consolidation, the county superintendent within ten days thereafter shall make proper orders to give effect to such vote, and shall thereafter transmit a copy thereof to the auditor of each county in which any part of any district affected lies; and to the clerk of each district affected, and also to the superintendent of education. If the order be for the formation of a new district, it shall specify the number of such district. The county superintendent shall also cause ten days' posted notice, and one week's published notice, if there be a newspaper published in such district, to be given of a meeting to elect officers of the newly formed consolidated school district; provided, that the board of a consolidated school district shall form and after the formation of the consolidated district have all the powers, privileges and duties now conferred by law upon boards of independent districts. After the formation of any consolidated school district, appeal may be taken as now provided by law in connection with the formation

of other school districts. Nothing in this act shall be construed to transfer the liability of existing indebtedness from the district or territory against which it was originally incurred.

Sec. 5. Consolidation with other districts.—In like manner, one or more school districts may be consolidated with an existing district in which is maintained a state high or graded, or semi-graded school in a district containing an incorporated village, in which case the school board of the district maintaining a state high or graded, or semi-graded school in a district containing an incorporated village, shall continue to be the board governing the consolidated school district, until the next annual school election, when successors to the members whose terms then expire shall be elected by the legally qualified voters of the consolidated school district; provided, however, that in the case of consolidation with a school district in which there is maintained a state high or graded, or semi-graded school in a district containing an incorporated village, consolidation shall be effected by vote of the rural school districts only, in the manner provided under this act, and by the approval of such consolidation of the rural district or districts with the one in which there is maintained a state high or graded, or semi-graded school in a district containing an incorporated village, by the school board thereof.

Sec. 6. Consolidation with unorganized districts.—In like manner any portion of an unorganized school district or district governed by a county board of education may be consolidated with an existing district in which is maintained a state high, graded or semi-graded school, by a vote of the county board of education in the county in which is located such unorganized territory and by the approval of such consolidation of the unorganized territory by the school board of the district in which is maintained a state graded, semi-graded or high school.

Sec. 7. Certificate of officers.—The officers of the several districts forming a consolidated school district shall within ten days from receipt of copy of the order of the county superintendent certifying the formation of the new district, or immediately after election and qualification of members of the school board in the consolidated school district, turn over to the proper officers of the newly elected school board, or to the proper officers of the school board in the district maintaining the state high or graded, or semi-graded school, all records, funds, credits, buildings, property and other effects of their several districts.

Sec. 8. Powers of consolidated boards.—For the purpose of promoting a better condition in rural schools, and to encourage industrial training, including the elements of agriculture, manual training and home economics, the board in a consolidated school district is authorized to establish schools of two or more departments, provide for the transportation of pupils, or expend a

reasonable amount for room and board of pupils whose attendance at school can more economically and conveniently be provided for by such means; locate and acquire sites of not less than two acres, and erect necessary and suitable buildings thereon, including a suitable dwelling for teachers, when money therefor has been voted by the district. They shall submit to the superintendent of education a plat of the school grounds, indicating the site of the proposed buildings, plans and specifications for the school building and its equipment, and the equipment of the premises.

Sec. 9. Procedure for receiving state aid.—(1) For receiving state aid schools in consolidated districts shall be classified as A and B. Schools of Class A shall be in session at least eight months in the year and be well organized. They shall have suitable school houses with the necessary rooms and equipment. Those belonging in Class A shall have at least four departments and those belonging in Class B, at least two departments. The board in a consolidated school district maintaining a school of either class shall arrange for the attendance of all pupils living two miles or more from the school, through suitable provision for transportation or for the boarding and rooming of such pupils as may be more economically and conveniently provided for by such means.

(2.) Besides maintaining schools in consolidated districts conforming to the requirements of those coming under classes A and B, the school board may maintain other schools of not more than two departments, and receive state aid for these as provided for semi-graded and rural schools.

Sec. 10. Qualifications of principal.—The principal of a consolidated school shall be qualified to teach the elements of agriculture, as determined by such tests as are required by the superintendent of education. A school of this class shall have suitable rooms and equipment for industrial and other work, a library, and necessary apparatus and equipment for efficient work, and a course of study embracing such branches as may be prescribed by the superintendent of education.

(2.) The principal and other teachers, including special teachers, shall have such qualifications as may be fixed by the superintendent of education.

Sec. 11. Aid for various districts.—Schools under Class A in consolidated districts shall receive annually aid of five hundred dollars (\$500); those under Class B shall receive annually aid of two hundred and fifty dollars (\$250).

In addition to such annual aid, schools shall receive annually the amount reasonably expended for the transportation of pupils, not to exceed two thousand dollars (\$2,000).

In addition to other annual aid consolidated schools of either of the above classes shall receive an amount to aid in the construction of buildings, equal to twenty-five (25) per cent of the cost of such buildings, but no school shall receive more than a total of two thousand dollars (\$2,000) for aid in construction of buildings. The annual aid and the aid for buildings shall be paid in the same manner as now provided by law for the payment of other state aid to public schools.

Whenever any school in a consolidated district attains the rank of a state high or graded school it shall possess the rights and privileges of such school.

Sec. 12. Certain sections and chapters repealed.—Sections 1289, 1290, 1291, 1292, 1293 Revised Laws 1905, and chapter 326 Session Laws of 1905 and chapter 304 Session Laws of 1907. Chapter 207 Session Laws of 1911, and chapters 279 and 428 Session Laws 1913 and other acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 13. Effective August 1, 1915.—This act shall take effect and be in force from and after August 1, 1915.

Approved April 21, 1915.

CHAPTER 239—H. F. No. 1041.

An Act to define and provide for instruction in industrial subjects in public schools.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Definitions.—"Industrial Subjects" as that term is used in this act, shall include courses in agriculture, home training (including cooking and sewing), manual training, and commercial training.

The term "central school" as used in this act, shall mean the school or schools of a district in which industrial courses are given.

Sec. 2. Schools designated to maintain industrial courses.—Any high school, graded school, or consolidated rural school which has satisfactorily met the requirements in regard to rooms and equipment, and has shown itself fitted by location and otherwise to give training in any one or more of the industrial subjects, may be designated by the state board of education to maintain such industrial courses, and to receive state aid therefor.

Any school now operating and receiving state aid under the provisions of Chapter 247, General Laws of 1909, and the acts amendatory thereof, shall continue to be aided under the provisions of this act for its industrial departments, provided such

school maintains the standards made for receiving aid on such account.

Any such school which has secured a tract of land for experimental and demonstration purposes may continue to own and operate such tract in connection with the industrial school courses.

Sec. 3. Qualifications of instructors in industrial departments.—Each such school shall employ trained instructors for the several courses, having such qualifications as may be fixed by the state board of education.

Sec. 4. School garden and experimental tract.—A school maintaining a course in agriculture may procure a tract of land suitable for school garden and for purposes of demonstration, located within the school district, or if outside of the school district not to exceed three miles from the central building.

The board may require a school having a course in agriculture to procure a tract of land for the purposes stated.

Sec. 5. Instruction shall be practical—Short course.—The instruction in agriculture, as well as in the other industrial courses, shall be of a practical character and shall include such questions and the study of such subjects or courses as have a direct relation to the business of farming, home making, and the other subjects included under the head of industrial studies.

When necessary to accommodate a reasonable number of boys and girls to attend only in the winter months, special classes shall be formed for them.

Sec. 6. Association.—For the purpose of providing training and instruction in agriculture and such other industrial subjects as can properly be taught to pupils in rural schools, and to extend the influence and supervision of the central school to rural schools, one or more school districts may become associated with a high, graded, or consolidated rural school in which industrial courses are maintained.

Such association may be effected with a central school even though such central school has not been designated to receive annual state aid on account of maintaining industrial courses.

Sec. 7. Procedure for association.—Association shall be effected, upon action taken at any annual or special meeting of the rural school district seeking such association, under such rules as the state board of education may establish.

The association shall be considered as effected only after the approval by the school board of the central district and by the state board of education.

Sec. 8. Duties of Superintendent or Principal of Associated Rural Schools.—The superintendent or principal of the central school shall exercise the same authority and supervision over the

associated rural schools as over the central school. He shall prepare for the associated rural schools suitable courses of study in agriculture and in such other industrial courses as may properly be taught in the associated rural schools.

Sec. 9. Any pupil from an associated rural school shall be admitted to any grade or department in the central school upon the same conditions as pupils resident in the district of the central school.

Sec. 10. Termination of association.—The relationship between any associated school district and the central school shall be permanent except as it may be terminated by a majority vote of the voters of the associated district.

Sec. 11. Associated school board.—The members of the various school boards of the associated rural districts and the members of the school board of the central district shall constitute a board to be known as "The Associated School Board of _____ of _____."

Sec. 12. Duties of associated school board.—The duties of the associated board shall be:

(a) To hold such meetings at the central school at such times as the associated board may determine.

(b) To act on questions affecting the relation of the associated rural schools and the central school.

(c) To submit to a vote of the various associated rural districts the questions of levying a tax in the associated rural districts to assist in the erection of an agricultural and industrial building in connection with the central school, and the levy and collection of a tax for this purpose.

The associated school board may also submit to the several associated rural districts the question of levying a tax in such district to assist the central districts in the maintenance of the industrial courses, such tax in no case to exceed two (2) mills in any year.

Before any tax, either for building or for maintenance, shall be levied, it must be voted for and approved by each of the rural districts so associating with a central school.

(d) To procure for demonstration and experimental work in agriculture, when necessary, a tract of land in one or more of the associated rural districts.

Sec. 13. Officers of associated school board.—The officers of the district of the central school shall be the officers of the associated school board.

Sec. 14. State aid to industrial departments.—High, graded, and consolidated rural schools maintaining courses in agriculture, home training (including cooking and sewing), manual training, and commercial training, shall receive one thousand dollars (\$1,000) for the agricultural course, and six hundred dollars

(\$600) for each course in home training (including cooking and sewing), manual training and commercial training.

Aid to each of these departments shall not exceed the sums paid as salaries in the respective departments.

Sec. 15. State aid to schools on account of association.—Rural school districts associated with a central school shall receive annually fifty dollars (\$50) on account of such association.

The central school with which a rural school or rural school district is associated for the purposes herein stated shall maintain departments in agriculture and such other industrial subjects as the state board of education may require, and shall receive annually two hundred dollars (\$200) for each such associated rural school or school district.

Sec. 16. In case the state board of education referred to in this act shall not be provided by law, the authority herein granted to such board shall vest in the state high school board and the state superintendent of education in accordance with the provisions of existing law.

Sec. 17. Repealing clause.—Chapter 247, General Laws 1909, Chapter 82, General Laws 1911, Chapter 309, General Laws of 1913, and Chapter 91, General Laws 1911, as amended by chapter 96, General Laws 1913, are hereby repealed.

Sec. 18. Date act takes effect.—This act shall take effect and be in force from and after August first, 1915.

Approved April 21, 1915.

CHAPTER 240—S. F. No. 44.

An Act to provide for the annexation to any city of the fourth class, village or borough, of property abutting upon or contiguous to such city, village or borough, owned by such city, village or borough.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Annexation of contiguous territory to cities of fourth class.—That the council of any incorporated city of the fourth class, village or borough, owning property situated outside of but contiguous to or abutting on the incorporated limits of such city, village or borough, may, by ordinance, declare such property to be a part of the said city, village or borough, and such territory shall thereupon become a part of such city, village or borough, as effectually as if it had been originally a part thereof.

Sec. 2. Certified copy of ordinance to be filed.—It shall be the duty of the council of any city, village or borough, adding territory under this act, to cause a certified copy of the ordinance aforesaid to be recorded and filed in the office of the register of deeds of the county in which said city, village or borough is lo-

cated, in the same manner as city or village charters are filed and recorded under the general laws of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 241—S. F. No. 90.

An Act to amend Section 9304 of the general statutes of Minnesota for the year 1913, relating to the bringing into the state prison or the state reformatory of this state or within the grounds belonging to any such institution certain contraband articles or materials.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Prohibition of contraband articles in state penal institutions.**—That Section 9304 of the General Statutes of the State of Minnesota for the year 1913 be amended so as to read as follows:

"9304. Opium, intoxicating liquors, firearms, explosives—Penalty—Any person who brings, *sends, or in any manner causes to be introduced* into the state prison or the state reformatory, of this state, or within the grounds belonging to any such institution, any opium, morphine, cocaine, or other narcotic, or any intoxicating liquor of any kind whatever, or any firearms, weapons, or explosives of any kind, without the consent of the warden of the state prison or the superintendent of the state reformatory, respectively, shall be guilty of a felony and upon conviction thereof shall be punished by imprisonment in the state prison for a term of not less than one year nor more than three years.

Approved April 22, 1915.

CHAPTER 242—S. F. No. 166.

An Act to amend Section 6871 General Statutes of Minnesota for 1913, relating to registration of titles.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Riparian proprietors given right to register under Torrence Act.**—That Section 6871 of the General Statutes of Minnesota for 1913, be and the same is hereby amended to read as follows;

6871. Applicant's interest.—No land, the title to which is derived from any tax or local assessment sale, shall be registered until such title has been adjudged to be valid by a court of competent jurisdiction, and a certified copy of the decree duly recorded with the register of deeds: Provided, however, that any

person may make the application when for at least fifteen years the land has been in the adverse possession of the applicant or those through whom he claims title. No lesser estate than a fee simple, and no mortgage, lien or other charge upon land, shall be registered, unless the estate in fee simple therein is registered; but the fact that the estate or interest of the applicant is subject to any outstanding lesser estate or to a mortgage, or other charge or lien, shall not prevent its registration, *and whenever a dock or harbor line has been established by Federal authority, the interest and estate of a riparian proprietor in the submerged lands lying between the original shore line and such established dock line may be registered under this act, subject, however, to the rights of the State of Minnesota in its sovereign capacity in the same and such registration shall not in any manner effect or change the rights of the state with respect to such lands.*

Sec. 2. This act shall take effect from and after the date of its passage.

Approved April 22, 1915.

CHAPTER 243—S. F. No. 220.

An Act to amend Section 6516 of the General Statutes of Minnesota 1913, relating to state aid to agricultural societies and associations.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Agricultural societies entitled to state aid.**—That Section 6516 of the General Statutes of Minnesota, 1913, relating to state aid to agricultural societies and associations be amended so as to read as follows:

“6516. All sums hereafter appropriated to aid county and district agricultural societies or associations, shall be distributed equally to the senior active county agricultural society or association in each county, except where there be two of the same age, in which case the portion due such county shall be divided pro rata between them according to the premium paid, and to the Northwestern Minnesota Fair Association, the Mankato Fair and Blue Earth County Agricultural Association, Morrison County Co-operative Agricultural Society, the Faribault Agricultural and Fair Association, the Park Region Agricultural Association, the Farmers Co-operative Agricultural Society of Waconia, Traverse County Agricultural Association of Wheaton, and the Tri-County Fair Association of Winona, the Hubbard County Agricultural Association, the Cannon Valley Agricultural Association and the Scott County Good Seed Association, when not receiving specific state appropriations, pro rata, to be paid out in premiums at the fairs of only such society or association as have an annual membership

of twenty-five or more, maintain an active existence, hold annual fairs on enclosed grounds owned or leased by such societies and associations, to which a fixed charge of admission is made; provided that they shall have paid out in premiums to exhibitors during the year as much as they received from the state, and provided further that no such county or district agricultural society shall receive in any year from the state, for the purpose of reimbursing it for the amount of premiums paid at its fairs, a sum in excess of fifteen hundred (\$1,500.00) dollars. All payments made hereunder shall be made on or before December 20th of the year in which the fair is held, upon the filing with the state auditor on or before December 15th of each year a sworn statement showing the holding of annual fairs and the payment in premiums of the amounts claimed from the state, or that such society or association has advertised an annual fair, and has been prevented for good cause from holding the same, and has incurred expense in such advertising and preparation for the sum equal to the amount claimed from the state. District agricultural societies embracing two or more counties, not having county agricultural societies, shall be entitled to share in such pro rata distribution, subject to the same conditions as county agricultural societies. Any county or district agricultural society which may have held its second annual fair shall be entitled to share, pro rata, in such distribution. The state auditor shall certify to the secretary of the State Agricultural Society, on or before January 5th of each year, a list of all county and district agricultural societies that have complied with this act, and which are entitled to share in such appropriation. All payments hereunder shall be made on or before December 20th of the year in which the fair is held, provided, however, that in determining the amount to be paid to any society or association under this section, the state auditor shall exclude all payments made by such society or association as premiums or purses for or in horse races, ball games and amusement features of any nature.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 244—S. F. No. 321.

An Act to amend Section 7, Chapter 206, General Laws 1913, dealing with special certificate granted to dealers and florists.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Official certificate for florists and dealers.**—That Section seven (7) of Chapter two hundred six (206), General Laws of 1913, be amended to read as follows:

Sec. 7. Dealers and florists not owning nurseries and shipping by post, freight, express or otherwise may obtain from the state entomologist a special certificate, in order to comply with the federal and state laws. Such certificate will be granted only upon stock purchased from an inspected nursery or upon foreign stock inspected in Minnesota.

Provided that, before such certificate is granted, the dealer or florist requesting the same shall furnish a sworn affidavit that he will buy and sell only stock which had been duly inspected by an official state inspector and that he will maintain with the state entomologist a list of all sources from which he secures his stock.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 245—S. F. No. 336.

An Act to amend Section 7451, General Statutes of Minnesota, 1913, relating to hearing in probate courts on petition for aid for children of insane ward.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Aid for children of insane.**—That Section 7451 of the General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

7451. At the time and place fixed for the hearing, witnesses shall be sworn before testifying and the certificate of such superintendent shall be admissible in evidence on his signature alone; and if, after full investigation and hearing, the judge of probate shall find that such child is entitled to the aid herein provided, and that the allegations of the petition are true, he may make an order directing such guardian to furnish aid to such child for such time, and in such an amount, as the judge of probate shall deem necessary.

The aid so furnished shall be allowed in the guardian's annual or final accounts as a part of his lawful disbursements.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 246—S. F. No. 363.

An Act to provide for the payment of interest annually upon warrants issued by the county treasurer under the provisions of Section 5541, of the General Statutes of Minnesota for the year 1913.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Interest on warrants to be paid annually.**—That in all cases where a warrant shall be issued by the auditor of any county under and pursuant to the provisions of Section 5541 of the General Statutes of Minnesota for the year 1913, and there shall be no cash in the fund therein mentioned to pay said warrant when the same is presented, and the county treasurer shall endorse said warrant "not paid for want of funds," and shall date and sign said endorsement as in said act provided, then and in that event the interest on said warrant therein provided shall be paid on said warrant annually on the 1st day of July in each year until said warrant is called in and paid by said treasurer, or bonds are issued by the county to care for said warrants. Provided that this act shall not apply to warrants now issued and outstanding.

Approved April 22, 1915.

CHAPTER 247—S. F. No. 493.

An Act to amend Chapter 400 of the General Laws of 1913, relating to the salaries and duties of certain state officers and employes.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Minor positions and salaries in office of dairy and food commissioner.**—That Sub Section 16 of Section 1 of Chapter 400, of the General Laws of Minnesota for 1913, be amended so as to read as follows :

Sub Section 16. The dairy and food commissioner shall receive a salary of three thousand dollars (\$3,000.00) per annum, and shall be allowed the expenses necessarily incurred by him in the discharge of his duties. He may appoint an assistant commissioner at a salary of two thousand dollars (\$2,000.00) per annum; a secretary at a salary of eighteen hundred dollars (\$1,800.00) per annum; one chemist at a salary of twenty-six hundred dollars (\$2,600.00) per annum; three assistant chemists, not to exceed twelve hundred dollars (\$1,200.00) each; one clerk, not to exceed eleven hundred and forty dollars (\$1,140.00); one clerk, not to exceed ten hundred and twenty dollars (\$1,020.00); three clerks, not to exceed nine hundred and sixty dollars (\$960.00) each; two stenographers, not to exceed ten hundred and eighty

dollars (\$1,080.00) each; three inspectors, not to exceed nine hundred dollars (\$900.00) each; *six* inspectors, not to exceed twelve hundred dollars (\$1,200.00) each; *eight* inspectors, not to exceed fifteen hundred dollars (\$1,500.00) each; three inspectors, not to exceed eighteen hundred dollars (\$1,800.00) each, one of whom shall be the food inspector in charge of canneries. The expenses necessarily incurred by such subordinates shall be allowed and paid in addition to salary. He may employ necessary legal counsel. The expense properly incurred by him and his appointees shall be paid by warrants of the state auditor upon itemized accounts thereof approved by him or his assistant. The total expenses of the office, including salaries and compensation of all employes, shall not exceed in any fiscal year the appropriation made therefor. The provisions of this section shall not be construed in any way to repeal the provisions of Chapter 300 of the Laws of 1905.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 248—S. F. No. 509.

An Act to legalize the proceedings of village councils in this state for the vacation of streets and alleys in such villages.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Vacations of certain streets and alleys confirmed.**

—That in all cases in which, prior to the first (1st) day of January, 1915, the village council of any village in this state has taken proceedings to vacate and has voted to vacate any street or alley in such village, such proceedings and the vacation of such street or alley are hereby legalized and made valid and effectual for all purposes; provided, however, that the provisions of this act shall not apply to or affect any action now pending involving the validity of any such street or alley vacation.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 249—S. F. No. 655.

An Act to legalize and validate defective proceedings in the incorporation of churches and deeds of conveyance to such churches, together with the recording thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain church corporations validated.**—That in all cases where real estate has been conveyed to a church within

one year prior to the execution and recording of the certificate of incorporation of such church, as provided for in Sec. 6594 of General Statutes of Minnesota, for 1913 and where such certificate and deed, or deeds of real property to such church has been heretofore actually recorded in the office of the register of deeds in the county where such land is situated, such deeds and certificates of incorporation and the recording thereof are hereby legalized and confirmed and such corporation is hereby deemed to have been duly and legally incorporated, notwithstanding the fact that no proof of the posting of the notices, for the meeting at which the certificate of such church corporation was executed and such church incorporated, was ever filed or recorded in the office of the said register of deeds with such certificate of incorporation, provided such certificate recites that such notices were in fact duly posted.

Sec. 2. Authenticated copies to be read in evidence.—Provided further that duly authenticated copies of such certificates of incorporation and deeds to such corporation may be read in evidence in any court within this state with the same force and effect as such records thereof.

Provided further that nothing in this act shall be held to apply to any action heretofore commenced or now pending in any of the courts of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 250—S. F. No. 667.

An Act to authorize the secretary of state to enter into a contract on behalf of the State of Minnesota for the printing and publishing of the supreme court reports.

Whereas, The present contract for the printing and publishing of the supreme court reports and furnishing the same to the state and for sale will expire on October 1st, 1915; now, therefore, Be it enacted by the Legislature of the State of Minnesota:

Section 1. Secretary of state authorized to enter into contract for publishing of Supreme Court Reports.—That the Secretary of state be and is hereby authorized and required on behalf of the State of Minnesota to solicit bids and enter into a contract for the printing and publishing of the number of copies of the supreme court reports of this state now required by law for the period of six years from and after October 1st, 1915, said contract to be awarded to the lowest responsible bidder whose bid shall not exceed \$1.00 per volume, and who shall furnish to said secretary of state a bond in the sum of five thousand dollars conditioned that the said reports and the printing and publishing

thereof shall conform to the following specifications, to-wit:

First. That the size of the volumes, the character and quality of the paper used therein, and the binding and the general mechanical execution thereof shall conform to the requirements for the printing and publication of said reports provided by section 139, General Statutes of Minnesota for 1913.

Second. That the number of copies provided for by law shall be published and delivered to the secretary of state within sixty days after the complete manuscript thereof shall be delivered by the reporter of said court to said contracting party.

Third. That at the time said party to whom said contract shall be awarded shall deliver said copies of said report to said secretary of state, free of charge, a true and correct paper matrix of said report, to be preserved by said secretary of state as part of the records of his office.

Fourth. That the party to whom said contract shall be awarded shall agree to publish and sell the same at the place of publication within this state, and at all times keep the same on sale at such place of publication in quantities of one or more copies at any one time, and upon reasonable notice of not less than ten days for the price agreed upon in said contract, and when delivered elsewhere in the state, not to exceed the sum of one dollar and twenty-five cents (\$1.25) per volume, and shall agree to stereotype the same and at all times keep the same on sale in the state of Minnesota at the contract price, and furnish the state any number of additional copies that may be thereafter required at said contract price, the copyright of all reports published under said contract vesting in the secretary of state for the benefit of the people of this state; provided, however, that nothing herein contained shall be so construed as to prevent the contractors by whom any such volume is published, their representatives or assigns, from continuing the publication and sale of such volumes, so long as they shall comply in all respects with the requirements of this act in respect to the character, sale and price of such volume.

Approved April 22, 1915.

CHAPTER 251—S. F. No. 672.

An Act relating to sale of commercial fertilizers, the inspection and labeling thereof, and fixing penalties for the violation of this act.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Ingredients of fertilizer to be stated on label.**—That any persons, firm or corporation, who shall offer, sell or expose for sale, in the State of Minnesota, any commercial fertilizer the price of which exceeds five dollars (\$5.00) per ton, shall

affix to every package, in a conspicuous place on the outside thereof, or furnish to the purchasers of goods sold in bulk, a plainly printed certificate, naming the materials, including the filler, if any, of which the fertilizer is made, stating the number of pounds in the package sold, the name or trademark under which the article is sold, the name of the manufacturer and the place of manufacture; and a chemical analysis, stating the minimum percentage of nitrogen in available form, of potassium soluble in water, of phosphorus in available form (soluble or reverted) and of insoluble phosphorus.

Sec. 2. Certified copy of certificate to be filed with dairy and food commissioner.—Before any commercial fertilizer is sold, or offered for sale, the manufacturer, importer or party who causes it to be sold, or offered for sale, within the State of Minnesota, shall file in the office of the dairy and food commissioner a certified copy of the certificate referred to in Section 1 of this act and shall pay to the dairy and food commissioner on or before May 1st of each year a license fee of ten dollars (\$10.00) for each brand of fertilizer offered for sale or sold within the state. Provided, that whenever the manufacturer or importer shall have paid the license fee herein required for any year, no other person shall be required to pay such license fee for that brand.

Sec. 3. Dairy and food commissioner to enforce provisions.—The state dairy and food commissioner and his assistants shall enforce the provisions of this act, and he may publish annually a report of all analysis made and certificates filed. The inspectors and assistants of the dairy and food commissioner shall exercise, in the enforcement of this act, all the authority and powers now granted such assistants under the food and dairy laws of the State of Minnesota. The state dairy and food commissioner is hereby authorized, in person or by deputy, to take for analysis a sample from any lot or package of commercial fertilizer in this state, not exceeding two pounds in weight.

Sec. 4. Violation a misdemeanor.—Any person, firm or corporation who shall offer or expose for sale or sell any commercial fertilizer in the State of Minnesota without complying with the provisions of this act, or who shall use an analysis regarding any commercial fertilizer, which shall be false as to the constituents named in Section 1 of this act, or who shall obstruct or interfere with the dairy and food commissioner, or any of his assistants, in the discharge of their duties, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100.00) for each offense.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 252—S. F. No. 695.

An Act providing for maintenance of bridges over public drainage ditches in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Townships to pay for bridges over public drainage ditches.**—That in all cases in this state where a public drainage ditch has been or shall hereafter be constructed wholly or partly along a boundary line between towns and the excavated material or a portion thereof has been or shall hereafter be deposited on the said boundary line or within two rods on either side thereof, the cost of construction and maintenance of all bridges heretofore or hereafter constructed across any such ditch along said boundary line shall be paid for and borne equally by the town wherein said bridges are or shall be constructed and situated, and the town adjoining said boundary line.

Approved April 22, 1915.

CHAPTER 253—S. F. No. 702.

An Act to amend Section two (2) of Chapter two hundred five (205) General Laws of Minnesota, 1909, relating to the issuance of bonds for water works purposes in cities having a population of less than ten thousand inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Interest on bonds not to exceed 5½%.**—That Section two (2) of Chapter two hundred five (205), of the General Laws of Minnesota, 1909, be and the same is hereby amended so as to read as follows:

Sec. 2. The bonds hereby authorized shall be ordered to be issued by an ordinance duly passed by the council of such city. All bonds issued under the authority of this act, shall become due not later than thirty (30) years after date and bear interest at not exceeding five and one-half per centum per annum, payable semi-annually. Such bonds shall be signed by the mayor, attested by the city clerk or recorder with the seal of the city thereto affixed, and the coupon evidencing the interest upon such bonds may be executed with the fac-simile signatures of said officers.

Approved April 22, 1915.

CHAPTER 254—S. F. No. 717.

An act to amend Section 4379 of the General Statutes of Minnesota for 1913 relating to railroads.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Charges for transportation of live stock.**—That Section 4379 of the General Statutes of Minnesota for the year 1913 be amended so as to read as follows:

4379. **Transportation of live stock.**—Every such company shall furnish, at proper points designated by it, suitable cars for the transportation of live stock of all kinds, and shall transport the same at a rate not to exceed the highest rate *and minimum weight* charged by such company for any kind of stock in such car, *except that the cattle rate and minimum weight will apply when by the use of same a lower charge results.* Stock of different kinds shall be carried in the same car, at the option of the shipper, and at his expense for properly partitioning the car. Any such company failing to comply with any provision of this section shall forfeit to the party aggrieved not less than one hundred dollars nor more than five hundred dollars.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 255—S. F. No. 729.

An Act to authorize and empower cities of this state of over 50,000 inhabitants to make contracts with any street railway company operating street railways therein for the transportation over the street railway lines of certain property and materials in such cities.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Transportation of garbage contract between Minneapolis and Street Railway Company.**—Every city of this state now or hereafter having over fifty thousand inhabitants and not governed under a charter adopted pursuant to Section 36, Article 4 of the state constitution, in addition to all the powers now possessed by such city, is hereby authorized and empowered, acting by and through its city council or common council, to provide for and enter into and make contracts with any street railway company operating street railway lines in the city for the carriage and transportation over the street railway lines of such company in the city of any property or materials of any kind or description belonging to the city, including any and all kinds of garbage, rubbish, ashes and other refuse materials, and any materials to be used exclusively by said city, which the city shall desire to have

transported, carried or removed in, through or from the city, and any such street railway company is hereby authorized and empowered to enter into, make and perform any such contract with the city, as hereinbefore provided, for such reasonable compensation therefor as may be agreed upon. Provided, that no such contract or contracts shall be made for a longer period of time than the time of duration of any franchise or right to use the streets of such city of any such company.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 256—S. F. No. 807.

An Act to legalize bonds issued or voted by towns for the purpose of refunding road and bridge bonds heretofore issued and sold by towns.

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Issuance of certain refunding bonds legalized.**—That in cases where the electors of any town in this state at any annual, general or special election therein, have heretofore voted for an issuance of bonds of said town for the purpose of refunding any bonds of such town heretofore issued and sold as road and bridge bonds, then in such case all bonds of said towns which have been so voted and issued, or which have been so voted and shall hereafter be issued in pursuance of such election are hereby declared to be legal, valid and binding obligations of said town; provided, however, that the propositions to issue such bonds for the purposes of refunding such road and bridge bonds, shall have been submitted to the vote of the electors of such town in same manner as now provided by law in Chapter 10, Revised Laws, 1905, and amendments thereto, for the issuance of municipal bonds, and that the proposition to issue said bonds received a majority of all votes cast thereon at such election; and provided further, that this act shall not apply to any suit now pending involving the legality of any bonds so issued.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 257—S. F. No. 810.

An Act to repeal Chapter 452 of the Special Laws of the State of Minnesota for the year 1889, entitled "An Act to regulate and fix the compensation of the register of deeds of Wright county," together with the act amendatory thereof, being Chapter 484 of the Special Laws of the State of Minnesota for the year 1891.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Chap. 452 S. L. 1889 and amendments repealed.**—That Chapter 452 of the Special Laws of the State of Minnesota for the year 1889, entitled "An Act to regulate and fix the compensation of the register of deeds of Wright County," together with the act amendatory thereof, being Chapter 484 of the Special Laws of the State of Minnesota for the year 1891, be and the same are hereby repealed.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 258—S. F. No. 910.

An Act to amend Section 7358 of General Statutes of Minnesota 1913, relating to the sale of real estate of a ward, having a spouse, by his guardian.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Guardian may join with sane spouse for transfer of real estate.**—That Section 7358 of the General Statutes of Minnesota 1913, is hereby amended so as to read as follows:

7358. The homestead of a ward having a spouse shall not be sold or mortgaged by his guardian unless such spouse shall join in the deed or mortgage, nor shall the sale or mortgage of any land of a ward by his guardian in any manner affect the interests or estate of such spouse therein, unless he or she shall join in the conveyance; *provided, that if the spouse of such ward has been adjudged insane or incompetent to transact his or her business, or manage his or her estate, it shall not be necessary for such insane or incompetent spouse to join in such conveyance, but a guardian of such insane or incompetent spouse shall first be appointed by the probate court of the proper county, and such guardian shall join in such conveyance after first being authorized so to do by order of such probate court.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 259—H. F. No. 498.

An Act to amend Section 3, of Chapter 148, of the General laws of 1887, as amended by Section 1, of Chapter 166, of the General Laws of 1899, as amended by Section 1, of Chapter 222, of the General Laws of 1905, for the relief of honorably discharged indigent ex-soldiers, sailors and marines, and permitting the admission of wives, widows and mothers of soldiers to the soldiers' home.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Survivors and widows of Philippine insurrection or Boxer rebellion to be admitted to Soldiers home.—That Section three (3) of Chapter one hundred and forty-eight (148) of the General Laws of one thousand eight hundred and eighty-seven (1887) as amended by Section one (1) of Chapter one hundred sixty-six (166) of the General Laws of one thousand eight hundred and ninety-nine (1899), as amended by Section one (1) of Chapter two hundred twenty-two (222) of the General Laws of one thousand nine hundred and five (1905), for the relief of honorably discharged indigent ex-soldiers, sailors and marines, be amended so as to read as follows:

Sec. 3. The object of the soldiers' home shall be to provide a home for all honorably discharged ex-soldiers, sailors and marines, who served in the army or navy of the United States during the war of the Rebellion, or the Mexican war; or in the war begun in the year one thousand eight hundred and ninety-eight (1898) between the Kingdom of Spain and the United States, or the *Philippine Insurrection*, or the *Boxer Rebellion*, who now are or may hereafter become citizens of the State of Minnesota, who, by reason of wounds, disease, old age or infirmities are unable to earn their living, and who have no adequate means of support. No applicant shall be admitted to the soldiers' home who has not been a resident of the State of Minnesota for one year next preceding the time of making his application, unless he served in a Minnesota regiment, or was accredited to the State of Minnesota. All persons who are otherwise entitled under the provisions of this section to admission to said soldiers' home, who actually served in any campaign against the Indians in Minnesota, in the year one thousand eight hundred and sixty-two (1862) shall be entitled to admission to such soldiers' home, notwithstanding such persons were not regularly enlisted, mustered into or discharged from the military service of the United States.

The board of trustees are hereby authorized to admit wives with their husbands, and the widows or mothers of those who are, or if living would be, eligible to admission under this act, but no wife or widow shall be admitted unless she shall have been

married to her soldier husband prior to the year 1890, and no wife or widow of any honorably discharged ex-soldiers, sailors and marines, who served in the army or navy of the United States in the war begun in the year one thousand eight hundred and ninety-eight (1898) between the Kingdom of Spain and the United States, or the Philippine Insurrection, or the Boxer Rebellion, shall be admitted unless she shall have been married to her soldier husband prior to the year one thousand nine hundred and ten (1910), and no wife, widow or mother shall be admitted unless she shall have been a resident of the State of Minnesota no less than five (5) years next preceding the date of her application. *Provided, however, that in case any such wife, widow or mother who had previously been a resident of Minnesota for not less than ten years, and who has lost her residence in this state by removal therefrom for the benefit of her health or the health of her husband or son, and who has returned to this state for the purpose of making it her home, may be admitted to said Soldiers' Home after having been a resident of this state for not less than one year next preceding the date of her application, provided such applicant is otherwise eligible to admission under the provisions of this section, and provided further, that all soldiers of the Minnesota National Guard who heretofore or hereafter may lose an arm or leg or his sight, or may become permanently disabled from any cause while in the line and discharge of duty, and are not able to support themselves, may be admitted to the home under such rules and regulations as the board of trustees may adopt, and any soldier of the Minnesota National Guard suffering from illness or injury sustained from any cause in the line and discharge of military duty, shall be admitted to the Soldiers' Home hospital for medical treatment and hospital service until recovery from such illness or injury, under such rules and regulations as the board of trustees may adopt.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 22, 1915.

CHAPTER 260—H. F. No. 1.

An Act to provide against the evils resulting from the traffic of certain habit forming narcotic drugs, and to regulate the sale and the having in possession of such drugs and repealing all acts, or parts of acts inconsistent herewith and providing penalties for the violation thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Sale of certain narcotics prohibited after Dec. 31, 1915, except under certain conditions.**—On or after the 31st day

of December, 1915, it shall be unlawful for any person to possess or sell or otherwise dispose of any opium or preparation or manufacture thereof; any morphine or salt or ester or other derivative thereof; any heroin or salt or ester thereof; any coca leaves except decocanized coca leaves; any preparation or manufacture of coca leaves except decocanized preparations or manufactures; any cocaine or salt or ester or other derivative thereof; any alpha—or beta—eucaine or salt or ester thereof; or any chloral or any salt, or ester thereof; or any synthetic substitute for any of the aforementioned substances. Provided that nothing contained in this section shall apply:

(a) To the possession of any of the aforementioned substances by legally licensed physicians or surgeons in connection with the practice of medicine or surgery, by legally licensed dentists in connection with the practice of dental medicine or surgery, by legally licensed veterinarians in connection with the practice of veterinary medicine or surgery, by legally licensed pharmacists or druggists in connection with the practice of pharmacy, by hospitals or similar institutions, when intended exclusively for the treatment of patients in said institutions, by manufacturers of any of the aforementioned substances, by wholesale dealers in any of the aforementioned substances, or by colleges, scientific or public institutions when intended exclusively for educational, scientific or public purposes.

(b) To the possession by common carriers of original packages of any of the aforementioned substances consigned to any of the persons enumerated in paragraph (a) of this section.

(c) To the possession by duly authorized officers of the law of any of the aforementioned substances seized in the performance of their official duties.

(d) To the possession by any person of any of the aforementioned substances which have been dispensed by a legally licensed physician, surgeon, dentist, veterinarian, pharmacist or druggist in compliance with this act, and are possessed in the form in which they are dispensed and in a container which is labeled in conformity with this act.

(e) To the possession by consumers, by common carriers or by retail dealers licensed by the board of pharmacy of bona fide medicinal preparations intended for internal use, which do not contain in one fluid ounce, or if a solid or a semi-solid preparation, in one avoirdupois ounce, separately more than two grains of opium or the extractive of two grains thereof, or more than one-fourth grains of morphine or any salt thereof, or more than one-eighth grain of heroin or any salt thereof, or more than one grain of codeine or any salt thereof, or 120 grains of chloral or any salt or ester thereof, or of any bona fide medicinal preparation suitable for external use only which does not contain

cocaine or any salt or derivative thereof or any synthetic substitute therefor, or alpha—or beta—eucaine or any salt or derivative thereof or any synthetic substitute therefor, or heroin or any salt or derivative thereof.

(f) To the sale or other disposal of the aforementioned substances by manufacturers, wholesale dealers, legally licensed pharmacists or druggists to manufacturers, wholesale dealers, hospitals or similar institutions, colleges, scientific or public institutions, or legally licensed physicians, dentists, veterinarians, pharmacists or druggists; provided that a record of such sale or disposal, showing the date of the transaction, the names and addresses of the parties thereto, the name and quantity of the substance transferred, be made and kept on file by both parties to the transaction for two years open to inspection by duly authorized officers of the law; provided that the making and preserving of any order and duplicate, or of any record required by any other law of this state or of the United States, which order, duplicate or record shall set forth the facts above required to be stated, shall be deemed a satisfactory compliance with the provisions of this paragraph. Whenever required to do so by the authorities charged with the duty of enforcing this act any person selling or distributing the aforementioned substances shall render to such authorities requesting it a true and correct statement verified by affidavit setting out the quantity of such drugs received by him during a period immediately preceding the request, not exceeding three months, as the authorities may demand, the names of the persons from whom the said drugs were received, the quantity in each instance received from each of such persons, and the date when received.

(g) To the sale or other disposal to a consumer of any of the aforementioned substances by a legally licensed pharmacist or druggist pursuant to the written prescription of a legally licensed physician, surgeon, or dentist, provided that said prescription is dated as of the day on which it was signed by the prescriber, bears the signature and address of the prescriber and the name of the person for whose use the said substance is intended; and provided that the said prescription be serially numbered and dated and filed in its appropriate place in the prescription file of the compounder and be retained on file for two years open to inspection by any duly authorized officer of the law; and provided further that, with the exception of any prescription for a preparation which, if for internal use, does not contain in one fluid ounce, if a solid or semi-solid preparation, in one avoirdupois ounce separately more than two grains of opium or the extractive of two grains thereof, or more than one-fourth grain of morphine or any salt thereof, or more than one-eighth grain of heroin or any salt thereof, or more than one grain of

codeine or any salt thereof, or 120 grains of chloral or any salt or ester thereof, or, if for external use, does not contain cocaine or any salt derivative thereof, or any synthetic substitute therefor, or alpha—or beta—eucaine, or any salt or derivative thereof or any synthetic substitute therefor, or heroin or any salt or derivative thereof; such prescription shall be filled but once and no copy of such prescription shall be given to any person except to a duly authorized officer of the law for use in connection with the enforcement of this act or laws of the United States; and provided further that the medicine dispensed upon such prescription shall be delivered in a container which is labeled with the serial number of the prescription, the date upon which it is filled, the name of the person for whose use the medicine is intended, the name of the prescriber, and the name and address of the dispenser.

(h) To the sale or other disposal of any of the aforementioned substances by a legally licensed pharmacist or druggist to a person authorized in writing by the prescriber to receive such substance on the written prescription of a legally licensed veterinarian; provided that such prescription is dated as of the day on which it was signed by the prescriber, bears the signature and address of the prescriber, the name of the person authorized to receive the medicine, and the kind of animal for whose use the said substance is intended; and provided that such prescription be identified, filed and preserved in the manner provided in the preceding paragraph; and provided further that with the exception of any prescription for a preparation for external use, which does not contain any cocaine or any salt or derivative thereof or any synthetic substitute therefor, or any alpha—or beta—eucaine or any salt or derivative thereof or any synthetic substitute therefor, or any heroin or any salt or derivative thereof, such prescription shall be filled but once and no copy of such prescription shall be given to any person except to a duly authorized officer of the law for use in connection with the enforcement of this act or the laws of the United States; and provided further that the medicine dispensed upon such prescription shall be delivered in a container which is labeled with the serial number of the prescription, the date upon which it is filled, the name of the person authorized by the prescriber to receive the medicine, the kind of animal for whose use the medicine is intended, the name of the prescriber, and the name and address of the dispenser.

(i) To the administration, sale or other disposal of any of the aforementioned substances by a legally licensed physician or dentist for or to a patient upon whom he is in professional attendance; provided that said physician or dentist shall keep a record of the name and address of the patient, the date of the sale or other disposal, and the amount of the drug transferred;

provided that the making and preserving of any record required by any other law of this state or of the United States, which record shall set forth the facts above required to be stated, shall be deemed satisfactory compliance with the provisions of this paragraph; and provided further that any of the aforementioned substances dispensed for the use of a patient by a legally licensed physician or dentist shall be delivered in a container labeled with the name of the patient, the date of the delivery, and the name and address of the dispenser.

(j) To the administration of any of the aforementioned substances to a lower animal and not to a human being by a legally licensed veterinarian, or to the prescribing, sale, or other disposal of the aforementioned substances for administration to a lower animal and not to a human being, by a legally licensed veterinarian; provided that said veterinarian when selling or delivering any of the aforementioned substances shall keep a record of the name and address of the person to whom he delivers any of the aforementioned substances, the kind of animal for whose use the aforementioned substances are delivered, the date of the delivery and the amount of the drug transferred in such instances as he may deliver of any of the aforementioned substances more than two full adult medicinal doses for the kind of animal specified, and provided further that any of the aforementioned substances delivered by a legally licensed veterinarian shall be delivered in a container labeled with the name of the person to whom the delivery is made, the kind of animal for whose use the medicine is intended, the date of the delivery, and the name and address of the dispenser.

(k) To the sale by manufacturers, wholesale dealers, legally licensed pharmacists, druggists, physicians, surgeons, dentists or veterinarians or by retail dealers licensed by the board of pharmacy to sell bona fide medicinal preparations intended for internal use, which do not contain in one fluid ounce, or if a solid or semi-solid preparation, in one avoirdupois ounce, separately more than two grains of opium or the extractive of two grains thereof, or more than one-fourth grain of morphine or any salt thereof, or more than one-eighth grain of heroin or any salt thereof, or more than one grain codeine of any salt thereof, or 120 grains of chloral or salt or ester thereof, or of any bona fide medicinal preparation suitable for external use only, which does not contain cocaine or any salt or derivative thereof or any synthetic substitute therefor, or alpha—or beta—eucaine or any salt or derivative thereof or any synthetic substitute therefor, or heroin or any salt or derivative thereof.

Sec. 2. Physicians and dentists not to prescribe for habitual users.—It shall be unlawful for any physician or dentist to furnish to or prescribe for the use of any habitual user of the same any

of the substances enumerated in Section 1 of this act; provided that the provisions of this section shall not be construed to prevent any legally licensed physician from prescribing in good faith for the use of any patient under his care for the treatment of a drug habit such substances as he may deem necessary for such treatment; provided that such prescriptions are given in good faith for the treatment of such habit.

Sec. 3. Penalty for violation.—Any person who violates the foregoing provisions of this act shall be deemed guilty of a felony and for each violation thereof shall be punished on conviction thereof, by imprisonment in the penitentiary for not less than one year nor more than five years, or by a fine of not less than \$100.00 nor more than \$1,000.00, or both imprisonment and fine in the discretion of the court; provided, however, that a legally licensed pharmacist or druggist shall not be held liable for the innocent compounding and dispensing of any of the articles enumerated in Section 1 of this act, in consequence of a false, fraudulent or forged prescription which he in good faith believed to be a prescription of a licensed physician, licensed dentist or licensed veterinarian issued for a lawful purpose.

Sec. 4. Licenses to be revoked on second conviction.—Whenever any legally licensed physician, surgeon, dentist, veterinarian, pharmacist, druggist, manufacturer, wholesale or retail dealer or institution, shall have been twice convicted in a court of proper jurisdiction of any felony under this act, the officer or board, having power to issue licenses to any such licensed person, may, after giving such licensee reasonable notice and opportunity to be heard, revoke the license of said licensee.

Sec. 5. Construction of term.—The word "person" as used in this act shall be construed to mean and include a partnership, association, company or corporation, as well as a natural person.

Sec. 6. Inconsistent acts repealed.—All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 7. Effective Dec. 31, 1915.—This act shall take effect and be in force from and after December 31st, 1915.

Approved April 23, 1915.

CHAPTER 261—S. F. No. 160.

An Act authorizing the state game and fish commission to issue licenses to proper persons to fish for and take, catch or capture with seines carp, dogfish, garfish, sheephead, buffalo and suckers in any of the waters under the jurisdiction of this state, except that portion of the Mississippi river and Lake St. Croix which form the boundary between the States of Minne-

sota and Wisconsin, provided that no fish shall be so taken, caught or captured in any lake except such lake shall contain carp, and regulating the same.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Licensing for taking rough fish from waters in Minnesota.—That the State Game and Fish Commission shall issue to any proper person a license to fish for and take, catch or capture with seines carp, dogfish, garfish, sheephead, buffalo, and suckers in any of the waters under the jurisdiction of this state, except that portion of the Mississippi river and Lake St. Croix which form the boundary between the states of Minnesota and Wisconsin, provided that no fish shall be so taken, caught, captured in any lake except such lake shall contain carp, and no fishing or seining under this act shall be permitted in any county in which the county board at their regular meeting in July of each year by resolution shall have prohibited such fishing and seining.

Provided, however, that such person using or operating such nets or seines for the taking of such fish shall do so only under the direction and personal supervision of a duly commissioned game warden. Every person obtaining such license shall pay, as hereinafter provided, twenty per cent of the gross receipts from any and all fishing done pursuant to any license issued under the provisions of this act; and included as an item of expense in the doing of such fishing shall be the compensation and actual expenses of any game warden or game wardens necessary to enforce the provisions of this act.

Sec. 2. Form of application and bond to be furnished.—Application for such license to use nets or seines as herein provided shall state the name and residence of the applicant, the number and the size of the nets or seines he intends to use and operate, and the waters in which he intends to use or operate such nets or seines. Before any such license shall be issued the applicant shall execute and deliver to the game and fish commission a bond running to the State of Minnesota in such penal sum as may be determined upon by the state game and fish commission not to exceed the sum of \$5,000, to be approved by the said state game and fish commission.

Sec. 3. Size of net.—That no license shall be issued by virtue of the provisions of this act for the use of any net with a mesh less than two and one-half inches bar in the pot, and that it shall be unlawful for any person using or operating a seine or net under the provisions of this act to use any seine or net having a smaller mesh than as herein provided.

Sec. 4. License not to be issued to deputy game warden or to persons convicted of violation during past two years.—That no license to use seines or nets under the provisions of this act

shall be issued or granted to any person duly commissioned to act as a game and fish warden under the laws of this state; or to any person who has within two years prior to the date of his application been convicted of a violation of any provision of the game and fish laws; and that it shall be unlawful for any duly and properly commissioned game and fish warden of the State of Minnesota to be a partner of, or in any way or manner financially interested with any person who shall fish for, take or capture by the use of seines or nets, any of the kinds of fish mentioned herein.

Sec. 5. Certain fish to be returned to waters.—Any person licensed by the provisions of this act to take any of the kinds of fish herein mentioned, shall immediately after the use and drawing of the nets and seines, return unharmed to the water any and all fish of any kind and description not by the terms of this act expressly permitted to be taken by the use of nets or seines.

Sec. 6. Unlawful to take other fish.—It shall be unlawful for any person using or operating a seine or net under a license issued according to the provisions of this act, to fish for, take, or capture any fish whatever, whether mentioned by the provisions of this act or not, at any time between the first day of April and the first day of October of any year; provided, however, that the provisions of this section shall not apply to any lakes or waters which form a boundary between the State of Minnesota and any other state.

Sec. 7. License money to be paid into state treasurer.—All moneys payable under the terms of any license issued pursuant to this act shall be paid to the state game and fish commission of the State of Minnesota and by them paid to the state treasurer.

Sec. 8. Fishing under supervision of commissioner.—All fishing done under the provisions of this act shall be under the direct supervision and control of the state game and fish commission and any person or persons doing such fishing shall keep an accurate account of any and all transactions had in connection with such fishing, and the books containing a record of such transactions shall be open to the inspection and examination of the state game and fish commission, or to such person as it may designate for that purpose. It is further provided, that any person or persons fishing pursuant to the terms and conditions of this act shall make weekly reports in writing to the state game and fish commission and as much oftener as may be required by said commission.

Sec. 9. Violation a misdemeanor.—Any person or persons who shall violate any of the provisions of this act, or any of the terms of any license issued by the state game and fish com-

mission under the authority of this act, shall be deemed guilty of a misdemeanor, and shall be punished by a fine of not less than \$25.00 nor to exceed the sum of \$100.00, or by imprisonment in the county jail for a period of not less than thirty days nor to exceed ninety days.

Sec. 10. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 11. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 262—S. F. No. 265.

An Act providing for re-assessment of benefits and damages in drainage proceedings where meandered lakes have been drained.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Re-assessment of benefits authorized.**—That whenever any public ditch has been established under the provisions of Chapter 230, General Laws of Minnesota for the year 1905, as amended, which ditch has drained any meandered lake, and where damages and benefits have been assessed to abutting landowners on the basis of added lands to said abutting landowners, resulting from the drainage of said lake; and where thereafter by judgment of a competent court, it shall be adjudged that the said landowner or landowners own a portion of said meandered lake bed not agreeing in number of acres with the number of acres forming the basis for the assessment of benefits and damages in the ditch proceeding, the said landowners, or any of them, may petition the county board establishing such county ditch, or the judge of the district court establishing said judicial ditch, for a re-assessment of the benefits and damages to such land.

Such petition shall be in writing, signed by the party making the same, or his attorney, and filed with the county auditor in case of a county ditch, and with the clerk of the district court in case of a judicial ditch.

Sec. 2. **Time and place of hearing to be fixed.**—Upon the filing of such petition, the chairman of the county board in the case of a county ditch, or the judge of the district court in the case of a judicial ditch, shall fix a time and place for hearing thereof, and the county auditor or the clerk of the district court, as the case may be, shall cause notice of the filing of such petition, and of the time and place of hearing on the same, to be served on all the owners of any part of the lake bed of said

meandered lake, which service of said notice shall be in the same manner as provided for the service of summons in district court, including the service by publication, or personally or persons outside of the state as provided for service of district court summons.

Sec. 3. Proceedings after hearing.—At the time and place of the hearing on said petition, the said county board or judge of the district court, as the case may be, shall hear all persons proper to be heard in said matter, and consider and determine said petition agreeable to the facts in such case; and shall make a resolution or order, and file the same in the proper office, correcting and re-assessing the benefits and damages as the facts and justice in the case warrant. The county auditor shall immediately correct his lien statements in such proceedings to conform with said resolution or order. In case of a judicial ditch, the clerk of the district court, immediately upon the filing in his office, of the order of the judge of the district court correcting such assessment, shall make and file with the county auditor a certified copy of said order.

Sec. 4. Application to be filed within ninety days after passage of this act.—Any person or persons desiring or demanding a re-assessment of damages or benefits as herein provided, shall file his application therefor within ninety days after the passage of this act.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 263—S. F. No. 628.

An Act to authorize cities of the fourth class to change plans, system and equipment for electric street lighting, and levy assessments for the cost thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Council authorized to change system of electric street lighting.—Whenever a petition shall be presented to the common council or any other governing body of any city of the fourth class in this state, which city shall be at the time owning and operating an electric light plant, which petition asks that the said city council change its plan or its system of electric street lighting, or any part thereof, or change its equipment, or install an electric street lighting system different in whole or part than that in use and operation at the time of presenting such petition, and such petition is signed by the owners of a majority in area of the real estate of such city, which may be deemed by said common council to be specially benefited,

then and in such case the said common council, or other governing body, may make such investigation as to the advisability, expediency and feasibility of the doing of the things asked in such petition as it deems necessary, and if it deems it advisable, expedient and feasible to do them or any of them, it may and is hereby authorized and empowered to grant such petition or any or all of its requests in its discretion.

Sec. 2. Special assessment for payment of same authorized.—In case such petition shall be granted and to the extent rendered necessary by the granting of the same in whole or in part, the said common council, or other governing body, may levy and collect by special assessment the entire or a portion of the cost and expense of such change, alteration, replacement, reconstruction or installment against such real estate as may, in the judgment of said common council, derive special benefits therefrom.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 264—S. F. No. 652.

An Act to authorize the state auditor to cancel outstanding warrants against the state grain inspection fund.

Whereas it appears from the books of the state auditor, that there is and has been, for many years, outstanding warrants issued against the state grain inspection fund for the total sum of seven dollars (\$7.00), and

Whereas the recipients of the original warrants are not in a position to make the affidavit required by statute to secure issuance of duplicates, that such warrants have been lost, destroyed or mutilated, now therefore,

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Warrant authorized cancelled.—The state auditor is hereby authorized to cancel outstanding warrants against the state grain inspection fund, to the amount of seven dollars (\$7.00).

Sec. 2. How credited.—The amount so canceled shall be credited back to the grain inspection fund.

Approved April 23, 1915.

CHAPTER 265—S. F. No. 750.

An Act to amend Section 1415, Revised Laws of 1905, as amended by Chapter 308, General Laws of Minnesota 1907, and Chapter 270, General Laws of Minnesota for 1913, relating to

the levy of additional taxes for school purposes in school districts having 50,000 inhabitants or more.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Additional tax levy for schools in Minneapolis.**—

Section 1415, Revised Laws of 1905, as amended by Chapter 308, General Laws of Minnesota 1907, and Chapter 270, General Laws of Minnesota for 1913, is hereby further amended so as to read as follows:

Sec. 1415. In all districts having fifty thousand inhabitants or more there may be levied, independently of and in addition to other sums for school purposes authorized by law, the following additional amounts: First, an amount equal to 5 mills on *each dollar of the taxable property of the district* for the purpose of school sites and the erection, repair, furnishing and fitting of school buildings, payment of teacher's salaries and the general maintenance of the schools; second, an amount *equal to three-fourths of a mill on each dollar of the taxable property of the district, to be used only for the purposes of the repair, upkeep and maintenance of public school buildings and the equipment thereof*; and third, an amount not exceeding one-half of a mill on *each dollar of the taxable property of the district to be used only for the purpose of paying that portion of the salary over \$1,000 of any or all of the grade teachers of the district, and paying that portion of the salary over \$1,500 of any or all high school teachers of the district. The term "grade teachers" and "high school teachers" as last above used shall not include any superintendent, assistant superintendent, principal, supervisor, or director, employed in any grade school or high school of the district.* Provided, that the total levy in any such district for the maintenance of the schools shall not exceed *10 1-4 mills on each dollar of the taxable property of the district.*

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 266—S. F. No. 754.

An Act to authorize cities of over 50,000 inhabitants in the State of Minnesota to issue and sell bonds for construction, erecting and equipping new public school buildings and acquiring grounds and sites therefor in the city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$675,000 school bonds authorized.**—Each and every city of this state now or hereafter having over fifty thousand inhabitants and not governed under a charter adopted pursuant to Section 36, Article 4 of the State Constitution, is

hereby authorized and empowered, acting through and by the city council or common council of such city, by resolution or ordinance duly passed by an affirmative vote of not less than two-thirds of the members elect of the city council or common council of the city, to sell bonds of such city to an amount not exceeding three hundred thousand dollars in par value, and to use the proceeds thereof for the purpose of defraying the cost of constructing, erecting, enlarging, improving, repairing and equipping new graded school buildings and additions to graded school buildings and acquiring grounds and sites therefor in the city, and to the amount of three hundred and seventy-five thousand dollars in par value and to use the proceeds thereof for the purpose of defraying the cost of constructing, erecting, enlarging, improving, repairing and equipping additions to high school buildings and acquiring grounds and sites therefor in such city.

Sec. 2. To be issued regardless of present indebtedness.—The bonds authorized by Section one (1) of this act, or any portion thereof, may be issued and sold by any such city, notwithstanding any limitations contained in the charter of such city, or in any law of this state, prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of any such city shall at all times be pledged for the payment of any bonds issued under this act, and for the current interest thereon, and the common council or city council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. Thirty years at 4% and how signed.—No bonds shall be issued by any such city for the purpose hereinbefore mentioned to run for a longer period than thirty years, or bearing a higher rate of interest than four per cent per annum, but the place of payment of the principal and interest thereon, and the denominations in which the same shall be issued, shall be such as may be determined upon by the common council or city council and may be in form of coupon bonds or registered certificates so-called.

All such bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller, and shall be sealed with the seal of such city, except that the signatures to the coupons attached to such bonds, if any, may be lithographed thereon, and such bonds may be sold at not less than ninety-five per cent of their par value and accrued interest, and then only to the highest responsible bidder therefor.

Sec. 4. Application.—This act shall not apply to any city governed by a charter adopted pursuant to Section 36, Article 4 of the State Constitution.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 267—S. F. No. 809.

An Act to legalize certain assignments of school land certificates made by wife direct to her husband, and the records of such assignments.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Assignment of certain school land certificates legalized.**—That all assignments of school land certificates of real property within this state, made during the month of October, 1911, wherein a married woman has assigned such school land certificate, and the real property therein described, direct to her husband, shall be, and the same are hereby declared to be legal and valid, and the record of such assignments heretofore actually recorded in the office of the register of deeds of the proper county, shall be in all respects legal and valid, and such assignments, and the record thereof, shall have the same force and effect in all respects, for the purpose of notice, evidence and otherwise, as may be provided by law in regard to assignments and conveyances in other cases. Provided that the provisions of this act shall not apply to any action or proceedings now pending in any of the courts of this state. And provided further, that this act shall not impair vested rights heretofore acquired by third parties in such property.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 268—S. F. No. 899.

An Act to provide for joint action between the duly constituted authorities of this state having jurisdiction of drainage proceedings, and like authorities of an adjoining state or country, with a view to providing for the joint and equitable drainage of lands in this state and another state or country, and the construction of drainage works therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Joint action with other states for construction of drainage ditch and proceedings for same.**—Whenever it is necessary to construct, widen, deepen, straighten, or change any drainage ditch or water course lying on, along or near the state

line between this state and any adjoining state or country, or whenever it is necessary to repair or improve any drainage work provided for in this act, which drainage ditch, water course or other drainage work, cannot be constructed, repaired, or improved in the best manner without extending the same into an adjoining state or country, and thereby affecting lands therein, the county board of the proper county or the judge of the proper district court before whom such ditch proceeding is pending in a county or counties adjoining or near such state line, shall have power to join with the board or tribunal of such adjoining state or country having power to lay out and construct public drainage ditches in such adjoining county or district of another state or country, in the construction, widening, deepening, straightening, repairing or improving of any such drainage ditch, water course or other work of drainage. Such board or tribunal in this state shall have the power to enter into joint contracts or arrangements with such board or tribunal in such adjoining state or country and construct, repair or improve any such drainage work, each to pay such share of the costs and expenses of such work as shall be agreed upon by the contracting bodies. Such work of drainage and the construction thereof, so far as it relates to lands in this state, shall be done on petition of owners of lands as provided for in the drainage laws of this state relating to county or judicial ditch proceedings, and the provisions of such laws so far as applicable shall govern such county board or district judge, as the case may be, in relation to such joint work of drainage. Provided such adjoining county or district in another state or country shall pay its proper share of the necessary costs and expenses of the construction of any such ditch or work including damages. In case the benefits to lands in such adjoining state or country are not sufficient to pay all costs of construction, repair or improvement of such ditch therein, including damages to lands therein, such board or judge, as the case may be, is hereby given the power to contribute sufficient funds to complete the construction, repair or improvement of such ditch in such adjoining state or country, if the same will be of sufficient benefit to the lands in this state affected by such drainage work, to warrant such contribution.

Approved April 23, 1915.

CHAPTER 269—S. F. No. 919.

An Act legalizing outstanding orders issued by a common school district supporting a graded school for the purpose of paying expenses incurred in connection with the erecting and equipment of a school building therein.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Outstanding school district order legalized.**—All outstanding orders heretofore issued within one year prior to the passage of this act by any common school district supporting a graded school and a full 4 years' high school course and being wholly within any county of this state issued for the purpose of paying the expense incurred in connection with the erection, construction and equipment of a school building therein, which cost at least \$21,000, are hereby legalized and validated.

Provided that the amount of such orders do not exceed the sum of thirty-five hundred dollars, and provided further that when added to the total indebtedness of said district, bonded or otherwise, such indebtedness shall not exceed the limit for which such school district is authorized by law to issue its bonds.

Sec. 2. **Not to affect pending action.**—This act shall not affect any action or proceeding now pending in any court of this state involving the legality of any such order.

Approved April 23, 1915.

CHAPTER 270—S. F. No. 405.

An Act entitled "An Act to amend Sections 717, 718, 719, 720 and 723 to the General Statutes of Minnesota for the year 1913, relating to the establishment and maintenance of county tuberculosis sanatoria."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Taxes to be raised in any one year for sanatorium not to exceed one mill on the dollar.**—That Section 717 of the General Statutes of Minnesota for the year 1913, be, and the same hereby is, amended to read as follows:

"717. The board of county commissioners of any county in this state or the boards of county commissioners in any group of counties in this state shall have and are hereby granted and given power with the advice and approval of the advisory commission of the Minnesota Sanatorium for Consumptives to establish and maintain as hereinafter provided, a sanatorium for the treatment and care of persons affected with tuberculosis, provided that said power so granted shall be exercised as follows:

a. Such sanatorium may be established by a majority vote of the commissioners of such county or a majority vote of the commissioners of each such group of counties whenever and in cases where the amount of the cost of construction to be paid by such county or group of counties shall not exceed such sum as may be raised by a tax levy of not to exceed one mill on the dollar of the taxable property of any such county or group of counties.

b. When the cost of constructing said sanatorium shall exceed the amount specified in sub-division "a" thereof, or whenever it is necessary to issue the bonds of such county or any county in any such group of counties to defray the cost which such county or any of such counties are required to pay under the terms of this act, then and in all such cases the question of (1) whether such sanatorium shall be established (and when necessary). (2) Whether such bonds shall be issued to defray any county's portion of the cost thereof, shall be submitted to the voters of such county or, if more than one, to the voters of each of such counties requiring a bond issue, and the sanatorium shall not be established or bonds issued therefor unless a majority of the voters of such county, or, if more than one, of each such county voting thereon shall vote in favor of each proposition submitted to it or to them.

c. The board of county commissioners of any such county, or, if more than one, the board of county commissioners of any such counties shall have the power and authority in any case to submit the question to the voters of any such county or counties in the way and manner provided in this act and in the event that the cost which the county, or if more than one, the counties will be required to pay for the erection of such sanatorium under this act shall be less than an amount equal to the amount which can be raised in any such county or counties by a tax levy of one mill on the dollar of the taxable property of each such county or group of counties and the commissioners of any such county or counties shall decide not to construct the same under the power herein contained, on a petition of not less than five per cent of the freeholders of such county or counties, such question shall be submitted to the voters of such county or group of counties and if a majority of the voters of such county or a majority of the voters of each county of such group of counties voting thereon in favor thereof then such sanatorium shall be erected hereunder and a tax levied if necessary to pay the cost which such county or counties are required to pay under this act, which tax shall be extended and collected as herein provided.

Provided, that any county or group of counties which has heretofore commenced proceedings to erect a sanatorium or taken any steps preliminary thereto may by a resolution of the board of county commissioners thereof, adopted by a majority vote of said board of county commissioners or each board of county commissioners, as the case may be, determine to proceed under the provisions of this act and may continue hereunder and complete such sanatorium and be entitled to all the provisions and benefits provided for in this act.

Provided, however, that the said sanatorium when so constructed shall in all respects conform to the requirements of this act.

The board of county commissioners of any such county, or the board of county commissioners of each of such group of counties, if more than one, erecting such sanatorium under the provisions of this act, may, by resolution, create a fund to be known as the "Sanatorium Fund," and such funds may be raised by taxation at the time of deciding to erect such sanatorium under this act or at any time subsequent thereto, or if submitted to the people at the first meeting of the board of county commissioners, after the people of said county or counties shall have voted to erect the same, and the amount so determined by said board to be raised by taxation shall be levied by the county auditor in addition to all other taxes authorized by law, and shall be extended on the tax lists and collected as other county taxes, and this provision shall be construed to vest in the county commissioners of such county or counties, as the case may be, power to levy a tax to pay interest and principal of any bonds authorized hereunder as the same shall come due and become payable, and the said tax shall be levied, extended and collected in the same way and manner as other county taxes are levied, extended and collected, and shall be used for no other purpose, provided that no institution established under this act shall have less than twenty beds.

The question as to the establishment and maintenance of the sanatorium, or issuance of bonds therefor, may be submitted at a general or special election; if at the general election the notices of such election shall state that the questions will be voted upon and the provisions for taking such votes shall be made upon the blue ballots furnished herefor, as in the case of other questions, and the result shall be canvassed and returned in like manner; if at a special election, such election shall be ordered by resolution of the county board and the procedure for, at and after such election shall be substantially and as far as applicable the same as provided for in Section 399 to 403 inclusive, of the Revised Laws of 1905 (658-662), and the county auditor upon the passage of the necessary resolution, shall proceed as in said sections provided. If the proposition is to affect more than one county, then the necessary action shall be taken by the county board and county auditor of each county affected. If funds are to be borrowed from the state, the procedure outlined herein shall be sufficient for that purpose, instead of those provided for in Chapter 122, General Laws of 1907 (1879-1888).

If the bonding proposition should carry at any such election at which both propositions are voted upon, and the other proposition should fail to carry, no bonds shall be issued to provide

money for the establishment or maintaining of a sanatorium until at some future election at which the question is properly submitted, and a majority of the votes cast upon the question shall have been in favor of the establishing and maintaining of such sanatorium. Where more than one county is involved the result of the vote on the question or questions submitted in each of said counties shall be certified by the county auditor thereof to the county auditors of the other counties interested.

The amount of taxes to be raised *in any one year* in any one county for the construction of any such sanatorium hereunder, shall never exceed an amount equal to the amount which may be raised by a tax levy of one mill on the dollar of taxable property in such county.

Sec. 2. Employment of nurses to visit consumptives in their homes, and use of surplus of tax levy.—That Section 718 of the General Statutes of Minnesota for the year 1913, be, and the same hereby is, amended to read as follows:

“718. Upon the decision to establish and maintain a tuberculosis sanatorium under this act, the county commissioners of any county shall appoint a commission consisting of three members, residents of the county, at least one of whom shall be a licensed physician. These members shall be chosen with reference to their special fitness for such office and the appointment of said licensed physician before becoming effective shall be approved by the state board of health. Under the first appointment one member shall be chosen to hold office for one year, one for two years and one for three years, all from the first Monday of the next July following such appointment, and thereafter one member shall be chosen each year to serve for a period of three years commencing with the first Monday in July in each year respectively, and each appointee shall hold office until his successor is appointed and has qualified. This commission shall be known as the county sanatorium commission. Its members shall serve without compensation but shall be entitled to reimbursement for all necessary expenses incurred by them in connection with their official duties.

Said county sanatorium commission shall have full charge and control, except as hereinafter provided, of all moneys received for the credit of the tuberculosis sanatorium fund hereinafter described and full charge and control of the location, establishing, and maintenance of any sanatorium building constructed under this act and shall make such regulations concerning the same as may seem to it advisable, but no site shall be secured and no buildings erected or equipped without the approval and consent of the advisory commission of the Minnesota Sanatorium for Consumptives, and before final action is taken and plans and specifications shall be submitted to the state board

of health for approval as provided by Section 2131, Revised Laws of 1905 (4640). The state board of control shall have full power and control over the construction and equipment of any such sanatorium whose establishment has been determined upon by said county sanatorium commission as hereinafter provided.

Said county sanatorium commission may when deemed necessary appoint and employ with the approval and consent of the advisory commission of the Minnesota Sanatorium for Consumptives a competent superintendent who shall employ other necessary help at a compensation to be determined by the county sanatorium commission. Said superintendent shall be the executive officer of the sanatorium and he shall act as secretary of the county sanatorium commission. One member of said commission shall be elected annually by the commission as its president.

The county sanatorium commission of a county or group of counties may authorize the superintendent of a sanatorium to employ a nurse or nurses to visit in their homes consumptives who have been discharged from such institution and who reside within such county or group of counties. Such nurse shall render monthly reports in duplicate to the superintendent of the sanatorium and to the state board of health. Said sanatorium commission may establish an open air school or preventorium for child patients in connection with the sanatorium with the consent and approval of the advisory commission of the Minnesota Sanatorium for Consumptives.

Said county sanatorium commission of a county or group of counties is hereby authorized; with the approval of the advisory commission of the Minnesota Sanatorium for Consumptives, to use any surplus of the tax levy made for the maintenance of a sanatorium, for building, purchasing, equipments, building additions, building cottages, making improvements and repairs.

Sec. 3. Membership of commission for sanitorium controlled by two or more counties.—That Section 719 of the General Statutes of Minnesota for the year 1913 be, and the same hereby is amended to read as follows:

“719. Two or more counties may unite in acquiring, establishing, equipping or maintaining such sanatorium and in such case said commission shall be composed in the first instance of two members chosen from each county in such group of the county commissioners of each such county, and after the site for the sanatorium has been selected and has received the approval of the advisory commission of the Minnesota Sanatorium for Consumptives such commission shall be increased by the addition of a third member chosen from the county in which said sanatorium is to be located, by the county commissioners thereof; under the first appointment one member from each county shall

be chosen to hold office for two years and one for three years from the first Monday of the next July following such appointment, and the additional member thereafter chosen from the county in which said sanatorium is to be located shall be chosen to hold office for one year from the said first Monday of the next July, and thereafter the members chosen to succeed said first appointees at the expiration of their terms shall each hold office for the term of three years, and each appointee provided for in this section shall hold office until his successor is appointed and qualified.

In any case where a group of two or more counties have jointly acquired, established, equipped or maintained a sanatorium, and one or more counties in such group desires to separate from such group for the purpose of alone, or with another county or group of counties, establish or maintain separate sanatorium under this act, such county or counties desiring to withdraw from said group shall in writing, request permission of the remaining counties in such group to do so and to fix and determine the financial obligation of the petitioner and of the other remaining counties of the group. In the event that the majority of such remaining counties shall fail to consent to such withdrawal within 90 days of such request, or consenting fail to agree on said financial obligation, the county or counties desiring such separation shall through the county attorney make a petition setting forth facts showing that it would better serve the interests of all concerned that such county, either alone or with another group, carry on its work, which petition shall be presented to the district court of any county affected by said proceeding. Upon the presentation of such petition the court shall fix a time and place of hearing, and by order direct the other interested counties to appear not less than twenty days after the service of notice thereof on the several county auditors of the interested counties. At the time so fixed, or at any other time designated, the court, without a jury, shall hear said petition and such evidence as may be adduced by the parties, and, if the petition be granted, by its order detach the petitioner from the group to which it belonged, and may annex the same to another group, and may fix and determine the financial obligation of the petitioner with respect to the group of counties to which it was formerly joined, and also to the group of counties to which it may be annexed.

Sec. 4. Disposition of moneys received from state.—That Section 720 of the General Statutes of Minnesota for the year 1913, be, and the same hereby is, amended to read as follows:

“720. A county or group of counties wishing to establish a sanatorium as indicated in Section one (717) shall through the board or boards of county commissioners appropriate one-

half the necessary funds in apportioned amounts as hereafter provided for the establishment, construction and equipment of the same and may issue bonds therefor in the manner provided by law for the issuance by counties of bonds for other purposes. The state treasurer shall pay out of the funds hereafter provided under this act one-half the cost of the erection and equipment of each such sanatorium including cost of site, which payment shall be made in the manner provided by law for the payment of expense incurred by the state board of control in the erection and equipment of public buildings; provided, that the amount contributed by the state towards the cost of the erection and equipment of each such sanatorium including cost of site shall not exceed fifty thousand dollars. Whenever any such sanatorium has been erected and equipped said county sanatorium commission shall have full charge and control of the maintenance of the same, but may confer with the state board of control with reference thereto or respecting the purchase of supplies therefor whenever it desires so to do, and said state board of control shall aid in the securing of favorable contracts for the purchase of supplies when so called upon. Said county sanatorium commission shall determine by resolution each year prior to July 1st, the amount of money necessary for the maintenance of such sanatorium during the following year and a certified copy of such resolution shall be forthwith forwarded to the board or boards of county commissioners, and such board or boards *shall* at the regular meeting in July include the properly approved and apportioned amount in the annual levy of county taxes. In no case shall the amount of such levy in any one year exceed one mill on the dollar of assessed valuation. For the maintenance of each free patient treated in the sanatorium, the sum of five dollars per week shall be paid to said county or group of counties by the state treasurer out of funds appropriated under this act, which payments shall be made monthly upon warrants of the state auditor, drawn upon the state treasurer, provided that the president and executive secretary of the advisory commission of the Minnesota Sanatorium for Consumptives certify that the institution has been properly conducted. *Monies received by a county or counties from the state treasurer for the maintenance of free cases shall be placed to the credit of the sanatorium fund.* In case two or more counties unite in a decision to establish a sanatorium, the county sanatorium commission shall apportion by resolution one-half the estimated total cost of site, erection and equipment and the estimated total cost of maintenance for the ensuing year between or among said counties, and designate the amount to be raised by each county, which said apportionment shall be based approximately upon the respective population of said counties as determined by the

last previous federal or state census. When so apportioned said commission shall forward to the board of county commissioners of each county a certified copy of such resolution, and each county board shall then proceed to pay if it has funds available for that purpose or to make a tax levy for the amount apportioned to its county. All moneys collected or received for such sanatorium purposes except cost of site, erection and equipment, shall be deposited in the treasury of said county to the credit of the tuberculosis sanatorium funds, and shall not be used for any other purpose and shall be paid out in a manner provided by law for other county expenses by the proper officers of said county, upon the properly authenticated vouchers of the county sanatorium commission signed by the president and secretary thereof, and all moneys collected or received to be used toward the payment of the cost of site, erection and equipment of such sanatorium shall be sent by each county treasurer to the state treasurer to be placed to the credit of said sanatorium and shall be paid out in the manner as in this section provided for other payments toward cost of site, erection and equipment of said sanatorium.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 271—S. F. No. 557.

An Act entitled "An Act to amend Sections 3622 and 3625 and 3626 and 3628 and 3630 and 3632 of the General Statutes of Minnesota of 1913, relating to the inspection and sale of petroleum products, manner of inspection, establishing fees for inspections, prohibiting the sale of adulterated petroleum products and providing penalties for violations of this act."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certificate showing test of oil.**—That Section 3622 of the General Statutes of 1913 be amended so as to read as follows:

Sec. 3622. No person shall sell, or offer for sale, or use for illuminating purposes, any coal oil, or products thereof, unless the same has been inspected and branded as provided by this act; nor any that will ignite at a temperature below one hundred and twenty degrees Fahrenheit.

The instrument to be used in making tests shall be the "Tagliabue Open Cup;" and the gravity of said oils shall be determined by the "Tagliabue Standard Registered Hydrometer Beaume Scale" at a temperature of sixty degrees Fahrenheit, and

said gravity shall be stenciled on each barrel or package containing said oil.

There shall be printed or stenciled on each tank wagon sale ticket *car, can, cask, barrel or tank* covering delivery of oil the following:

"This is to certify that the oil covered by this sale has a gravity test of ——— (*This blank shall be filled in with the actual gravity test*), and a fire test of not less than one hundred and twenty degrees and has been inspected and approved by the state oil inspector."

.....
(*Name of person or corporation selling or furnishing same shall be signed, printed or stenciled on the above line.*)

Provided, however, that it shall be deemed a full compliance with this act if said label or tank wagon sale ticket shows a Beaume gravity not higher than the actual Beaume gravity of the goods sold as determined by the "Tagliabue Standard Registered Hydrometer Beaume Scale" at a temperature of sixty degrees Fahrenheit.

Every person or corporation selling or delivering oil in bulk by means of portable tanks, shall, in lieu of the stamp or brand herein provided for, furnish and deliver to the purchaser a certificate as above set forth.

Sec. 2. **Gasoline, etc., to be inspected.**—That Section 3625 of said General Statutes of 1913 be amended so as to read as follows:

Sec. 3625. For the purpose of this act, *all gasoline, benzine and naphtha under whatever name called, held or offered for sale which may or can be used for illuminating, heating or power purposes*, shall be deemed to be subject to the same inspection and control as provided for in this act for illuminating oils, except, that the inspectors are not required to test it other than to ascertain its gravity; and it shall be unlawful for any person, dealer or vendor to sell or offer for sale any *gasoline, benzine or naphtha for any of such purposes*, that has not been so inspected and approved.

All gasoline, benzine and naphtha shall be tested as to gravity in the same manner as oil, and shall be branded "Unsafe for illuminating purposes" and every barrel, cask, or package which contains gasoline, naphtha or benzine shall be labeled or branded with the word "Gasoline," "Naphtha" or "Benzine" as the case may be, in large letters at least two inches in size, and the gravity thereof shall be *printed* or stenciled on each barrel, *can, cask, tank or other vessel* covering deliveries of such gasoline, naphtha or benzine the following:

"This is to certify that the ——— (*gasoline, naphtha or benzine as the case may be, shall be inserted in this blank*) covered by this sale has a gravity test of ——— (*the actual gravity test*)

to be inserted in this blank) and has been inspected and approved by the state oil inspector."

.....

(Name of corporation or person selling or furnishing same shall be signed, printed or stenciled on the above line.)

Provided, however, that any person or corporation selling or delivering gasoline, benzine or naphtha in bulk by tanks shall, in lieu of the stamp or brand herein provided for, furnish and deliver to the purchaser a certificate as above set forth.

Provided, however, that it shall be deemed a full compliance with this act if the said label or tank wagon sale ticket shows a Beaume gravity not higher than the actual Beaume gravity of the goods sold as determined by the "Tagliabue Standard Registered Hydrometer Beaume Scale" at a temperature of sixty degrees Fahrenheit.

Sec. 3. Inspector given permission to enter upon premises for inspection.—That Section 3626 of the General Statutes of 1913 be amended so as to read as follows:

Sec. 3626. The inspector and his deputies are empowered and it is hereby made their duty to enter into or upon the premises of all wholesale and retail dealers in or any manufacturer, refiner or vendor of said illuminating oils, gasoline, benzine or naphtha and to inspect the receptacles in which said petroleum products are stored; and it is made the duty of all dealers in such petroleum products to keep such receptacles free from water and all other foreign substances; and if such inspector shall find or discover on said premises any oil, gasoline, benzine or naphtha, which shall not have been examined or tested and properly marked, stamped, sealed or branded he shall at once proceed to test and thereafter mark, stamp, seal or brand the same.

Every agent and employe of any railroad company or other transportation company having the custody of books or records showing the shipment of receipt of the oils, gasoline, benzine or naphtha mentioned in this act shall give and permit the chief state inspector of oils and his deputies free access to such books and records for the purpose of determining the amount of oils, gasoline, benzine and naphtha shipped and received. Any such agent or employe of any railroad company or other transportation company refusing or neglecting to comply with these provisions shall be guilty of a misdemeanor and shall be punished by a fine not to exceed fifty dollars or by imprisonment in the county jail not to exceed sixty days, or by both such fine and imprisonment.

Sec. 4. Oil may be placed in barrels after inspected in bulk. That Section 3628 of the General Statutes of 1913 be amended so as to read as follows:

Sec. 3628. Oil, gasoline, naphtha or benzine shipped in tanks or tank cars shall not be unloaded until it is duly inspected, providing such inspection is made within twenty-four hours after the arrival and notice setting forth the number of the car and date of its arrival has been given the inspector. Each fifty gallons or major fraction thereof shall be considered a barrel in computing the inspection fees. *No further inspection shall be necessary, and if such oil, gasoline, naphtha or benzine be afterwards placed in barrels, the person, firm or corporation so barreling same shall brand each barrel as hereinbefore provided.*

Sec. 5. Oil inspected in other states may be admitted without additional inspection on payment of fees.—That Section 3630 of the General Statutes of 1913 be amended so as to read as follows:

Sec. 3630. The fees for inspecting and branding shall be as follows:

1. For a single barrel or other receptacle containing not more than fifty gallons, forty cents.

2. If more than one and not more than ten such receptacles be inspected at one time and place, twenty-five cents for each.

3. If more than ten, fifteen cents for each additional barrel or receptacle, except as hereinafter provided.

4. Oil, gasoline, naphtha or benzine in tanks or tank cars containing more than fifty barrels *seven cents per barrel.*

If the quantity in any one receptacle exceeds one barrel excepting where the same is in tanks or tank cars containing fifty barrels or more, *seven cents* shall be charged for each fifty gallons thereof.

Such fees shall be payable at the time of the inspection.

Provided, that when oil, gasoline, benzine or naphtha is shipped outside of the state after inspection fees have been paid, the firm shipping same shall be given credit by the inspector for such fees.

And provided, further, that all kerosene oil, gasoline, benzine and naphtha inspected in other states where the inspection requirements are as high as those required herein, may be admitted without additional inspection on payment of the fees required by this act.

Sec. 6. Penalty for adulteration or changing of certificate.—That Section 3632 of the General Statutes of 1913 be amended so as to read as follows:

Sec. 3632. Any person, firm or corporation *who shall personally, or by clerk or agent, wilfully adulterate any illuminating, or heating oil by adding thereto benzine, naphtha, or paraffine oil or any substance or thing whatever shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars or by imprisonment in the county jail for not more than six months.*

Any person, firm or corporation who shall personally, or by clerk, or agent, falsely stamp, seal, brand, or mark any cask, barrel, or other package or receptacle of oil, gasoline, benzine or naphtha, or who shall cause the changing, altering, or defacing in any manner any stamp, seal, brand, or device affixed to any cask, barrel or other package or receptacle of oil, gasoline, benzine or naphtha by any deputy inspector, or who shall refill or use any cask, barrel or other package or receptacle having a deputy inspector's seal, mark, stamp, or brand thereon without cancelling or defacing said seal, mark, stamp or brand and having the oil, gasoline, benzine or naphtha in such a cask, barrel or other package or receptacle properly examined or tested and stamped or marked under the provisions of this chapter, or who shall offer for sale, or who shall sell any such oil, gasoline, benzine or naphtha representing it to be in any respect other and different in quality or kind than as represented to the person so purchasing same, shall be liable to a fine of not less than five dollars nor more than five hundred dollars, or to imprisonment in the county jail for not more than six months, or to both such fine and imprisonment; and who shall sell or in any way dispose of any empty cask, barrel or other package or receptacle bearing a deputy inspector's seal, brand or stamp, without first thoroughly cancelling, defacing or removing such seal, brand, stamp, mark or any combination thereof, shall be liable to a fine of not less than five dollars nor more than five hundred dollars, or to imprisonment in the county jail not exceeding six months, or to both such fine and imprisonment.

Any person who shall violate any of the provisions of this act, not specifically mentioned in this section, shall be guilty of a gross misdemeanor.

Approved April 23, 1915.

CHAPTER 272—S. F. No. 619.

An Act relating to the duties of coroners and prescribing the manner and procedure of holding examinations and inquests by coroners, in counties having a population of not less than two hundred and twenty thousand (220,000) and not more than three hundred thousand (300,000) inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Extension of powers of Ramsey county coroner.—It shall be the duty of the coroner, in counties having a population of not less than two hundred and twenty thousand (220,000), and not more than three hundred thousand (300,000) inhabitants, to make such investigations as he shall deem necessary and issue his death certificate in all of the following cases and

no others: Violent, mysterious and accidental deaths, including suspected homicides, occurring in his county.

Sec. 2. Body not to be interfered with.—It shall be unlawful for any person, in any such county, in any manner, to remove, interfere with or handle the body or the effects of any deceased person subject to an investigation by the coroner, except upon order of the coroner or his deputy, and the coroner shall receive, take charge of and safely keep the effects found on the body of such deceased persons and make such disposition of the same as the probate court shall direct by written order to said coroner, and if a crime is suspected the coroner shall have the power to prevent any person or persons from coming into or on said premises, or rooms or buildings thereon, and shall have the custody of any objects that he may deem may be of material evidence in the case.

Sec. 3. Coroner only to issue death certificate.—It shall be unlawful for any person, other than the coroner, to issue a certificate of death in any of the cases set forth in Section 1, and any violation of this section, or Section 2, of this act, shall be a misdemeanor, punishable by fine or imprisonment, or both.

Sec. 4. May order autopsy and fee for same.—The coroner shall order an autopsy when and where he deems proper and physicians called by the coroner to make such autopsies shall receive six dollars (\$6.00) per day and mileage for such services. He may order a chemical analysis or microscopic examination of any portion of a dead body, or matter or other thing material to determine the facts of death. It is hereby made the duty of the chief chemist of the state dairy and food department to make such chemical analysis upon the request of the coroner.

Sec. 5. When inquests are to be held.—The coroner shall hold inquests only in such cases as he deems there exists probable cause that a crime has been committed. He shall have authority to fix the time and place for holding such inquests. He shall notify the county attorney to appear and conduct the examination of all witnesses at such inquest and in the absence of the county attorney at such proceeding the coroner shall conduct the same.

Sec. 6. Form of summons for jurors.—In every case where he holds an inquest he shall summon as jurors six good and lawful men of said county to appear before him at the time and place specified in the summons, which said summons shall read in substance as follows:

STATE OF MINNESOTA,

County of

State of Minnesota to, Greeting:

You are hereby commanded to lay aside your business and excuses and appear before me, coroner of said county at (state time and place) and then and there inquire into the death of and as to how and by what means he or she came to his or her death.

Hereof fail not on penalty that will follow. Given under my hand this day of 19...

Coroner.

Sec. 7. Sheriff or constable to make return.—The sheriff or any constable or any other person whom the coroner shall designate, shall forthwith make return of the summons above mentioned and of his doings thereunder, under his hand, to the coroner.

Sec. 8. Service of process.—The coroner, or any person of legal age whom he may designate, shall have the power and authority to serve any and all process or papers issued under the hand of such coroner.

Sec. 9. Penalty for refusal to serve.—In case any of the jurors so summoned fail to appear, the coroner may require the sheriff or constable, or any person whom he shall appoint, to return other jurors selected in the foregoing manner, until a jury is obtained, and if any person so summoned as a juror fails to appear without reasonable excuse therefor he shall be subject to the same procedure and punishment for non-appearance and contempt as is now provided by law for juries in the district court.

Sec. 10. Form of oath.—The following oath shall be administered to the jury by the coroner or any of his deputies: "You do swear that you will diligently inquire and due presentment make on behalf of the State of Minnesota, when, how and by what means the person of did come to his or her death, and return a true inquest thereof, according to your knowledge and such evidence as shall be laid before you, so help you God."

Sec. 11. Form of certificate of jury.—The jury, after hearing the testimony, shall draw up and deliver to the coroner, the inquisition under their hands, in which they shall certify when, how and by what means the deceased came to his or her death, and his, or her, name, if it is known, together with all material circumstances attending his or her death, and if it appears that death was caused by criminal violence or culpable negligence, the jurors shall further state by whom the act was committed, if any, either as principals or accessories, if known, or was in any man-

ner the cause of his or her death, which inquisition shall be in substance as follows:

STATE OF MINNESOTA,

County of

Inquisition taken at in the county of on the day of 19.., before coroner of said county of upon the body of, by the oath of the jurors whose names are hereunto subscribed, who being sworn to inquire on behalf of the State of Minnesota, when, how and by what means the said came to his, or her, death, upon oath do say (insert here when, how and by what means, persons, weapon or instrument, if any, he or she came to his or her death).

In testimony whereof the said coroner and jurors of this inquisition have hereunto set their hands the day and year aforesaid.

Sec. 12. Sheriff or other person to be at disposal of coroner. The coroner shall have the services of the sheriff or such person as the coroner may designate and appoint, who shall attend any and all inquests upon request of such coroner and perform all duties as are necessary and imposed upon sheriffs or their deputies in district court and take the oath as prescribed for officers in charge of petit jurors.

Sec. 13. Summoning of witnesses.—The coroner may issue subpoenas and summon such persons as witnesses as he may deem necessary and proper, returnable forthwith, or at such time and place as he shall direct, to give evidence before any inquest or investigation, and such witnesses shall be allowed and paid one dollar per day, for each day's attendance or any fraction thereof, while actually in attendance on such inquest, or investigation, and mileage to and from the place of attendance at the rate of ten cents per mile, which sum shall be allowed and paid out of the county treasury upon warrant of the county auditor thereof and certificate of the coroner that such services have been rendered, and said witnesses shall be subject to the same procedure and punishment for non-attendance or refusal to testify as is imposed by law upon witnesses in the district court and no person shall be excused from answering any question on the ground that his examination will tend to convict him of the commission of a crime, but his answers shall not be used as evidence against him in any criminal proceeding.

Sec. 14. Form of oath.—The following oath shall be administered to witnesses: "You do solemnly swear that the evidence you shall give at this inquest, or investigation, concerning the death of shall be the whole truth and nothing but the truth, so help me God."

Sec. 15. **In case death occurred within jurisdiction of another coroner.**—If, during any proceeding authorized by this act, the coroner finds that death actually occurred within the jurisdiction of another coroner, he shall discontinue further proceedings and hold the body subject to the order of the coroner in whose jurisdiction the death occurred, and he shall immediately notify the coroner having jurisdiction where death occurred, of the main facts in the case, and it shall be the duty of the coroner so notified to immediately institute such proceedings as the law directs had the case come into his hands originally, and all further proceedings shall be held by the coroner of the county in which death occurred.

Sec. 16. **Police authority conferred on coroner.**—Police authority is hereby conferred on the coroner and his deputies.

Sec. 17. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 18. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 273—S. F. No. 710.

AN ACT to amend Section 5481 General Statutes of Minnesota 1913, so as to authorize the State Drainage Commission to construct and acquire dams and other works for controlling flood waters and to make the laws relating to state ditches applicable thereto.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **State drainage commission authorized to construct dams.**—That Section 5481 of the General Statutes of Minnesota, 1913, be, and the same is hereby amended so as to read as follows:

5481. The drainage commission of the State of Minnesota shall have power to construct as hereinafter provided, any ditch, drain or other water course within the State of Minnesota, and such ditch, drain or other water may in whole or in part follow and consist of the bed of any creek, stream, or river, whether meandered or not, and they may widen, deepen, straighten, change, lower or drain the channel or bed of any creek, river, lake or other natural water course, whether navigable or whether meandered or not, and may construct new and additional outlets to any marshy, shallow or meandered lake, for the purpose of draining the same, and may follow and extend the same into or through any city or village within the state far enough to secure a sufficient fall and flow of water to reasonably effectuate the pur-

pose for which the work is extended, and may confine any such creek, river or other natural water course by means of dykes, levees and embankments to its natural or artificial bed, as laid out, *and shall also, whenever it shall appear to its satisfaction that the drainage of any territory may be made more effective by the construction and maintenance of dams, or other works, for retaining and controlling the flood waters tributary to such territory, have the power to construct or acquire such dams or other works, and flowage rights therefor, and to maintain and operate the same;* Provided, that when in any such proceedings the waters of any creek, river or other water course are diverted from their natural bed by such artificial ditch or drain, such ditch or drain shall as nearly as practicable follow the general direction of such creek, river or water course, and terminate therein.

And, provided, further, that no meandered lake shall be drained under the authority of this act, except in case such lake is normally shallow and grassy and of a marshy character or except in case such meandered lake is no longer of sufficient depth and volume to be capable of any beneficial public use of a substantial character for fishing, boating or public water supply. Provided, further, that no meandered lake shall be drained or lowered under the authority of this act unless petitioned for by at least sixty per cent of the legal voters residing within four miles of such lake, who are freeholders, whose lands are affected as shown by the viewers' report and filed in the office of the clerk of the district court of the county in which such proceedings are had."

Sec. 2. All the provisions of law applicable to the laying out, establishing and acquisition of the public works authorized by Section 5481 shall apply to the work authorized by said Section 5481 as amended by Section 1 of this act.

Approved April 23, 1915.

CHAPTER 274—S. F. No. 711.

An Act providing for the issuance of county bonds to defray the expense incurred in connection with the construction of ditches under Chapter 448, General Laws 1907.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Bond authorized for construction of drainage ditches.**—Where the county board of any county of this state, or the judge of any of the district courts of this state, in pursuance of Chapter 448, General Laws 1907, have located and established, or attempted to locate and establish any ditch, drain or other water course wholly within any county of this state, or partly within one or more counties thereof, and it has been determined by reso-

lution adopted by said board or order made by said judge, that such ditch, drain or water course will be of public utility and promotive of or be conducive to the public health, and that the benefits or estimated benefits to be derived from the construction thereof are greater than the total cost including the damages awarded, and such ditch, drain or water course has been actually constructed, or the county has entered into a contract or contracts for the construction thereof, the county board of any such county is authorized to issue, negotiate and sell the bonds of such county in the manner, to the amount and for the purposes specified in Section 18 of said Chapter 448, General Laws 1907, notwithstanding the repeal of said Chapter 448 and notwithstanding any defects or irregularities in the proceedings for the establishment or construction of said ditch, and any bonds hereafter issued in connection with any ditch so established, authorized or constructed, are hereby declared to be legal and binding obligations of the county issuing the same.

Approved April 23, 1915.

CHAPTER 275—S. F. No. 740.

An Act empowering cities of the first class, not operating under a home rule charter, to drain or fill in low, marsh and swamp lots and land injurious to the public health and to provide for the payment therefor by assessing the cost thereof upon the property benefited thereby.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minneapolis given power to drain low land.—Any city of the first class, not operating under a home rule charter, shall have power and authority to drain or fill any low, marsh or swamp lots and land in said city, which is injurious or detrimental to the public health.

Sec. 2. Cost to be assessed to lands benefited.—Whenever the city council or other governing body of said city shall determine that any low, marsh or swamp lots or land, within the limits of said city, is injurious or detrimental to the public health, it may drain or fill such lots and land with earth or other material and assess the cost, or any part of the cost thereof, upon the lots and land benefited thereby.

Sec. 3. Petition of freeholders and action on the same.—Whenever twenty-five or more residents and freeholders of said city file with the city clerk of said city a petition to drain or fill any low, marsh or swamp lots and land within the limits of said city, said city clerk shall present said petition to the city council of said city at its next regular meeting. It shall thereupon be the duty of the city engineer of said city to make and file in the office

of said city clerk an estimate of the cost of such improvement, stating therein the proportion of such estimated cost as to each lot or parcel of land to be drained or filled, and also a list of the several lots and parcels of land proposed to be drained or filled, and the names of the owners of the several lots or parcels of land as nearly as the city engineer can readily ascertain the same, and the amount of assessment for benefits to be levied upon each of said lots and parcels of land, and upon the lots and parcels of land adjacent thereto, or in the vicinity thereof that may be benefited by said improvement, not to exceed, however, the estimated cost of said improvement. Thereupon it shall be the duty of said city clerk to give notice to all parties interested by one publication in the official paper of said city that he will at the next meeting of the city council, or as soon thereafter as practicable, present such petition, estimate and report of the city engineer to the city council for consideration and action, which said notice shall be published at least five days before the meeting of said city council in which said petition, report and estimate are to be considered; said published notice shall contain a description of the several lots and parcels of land proposed to be drained or filled, and a description of the several lots and parcels of land proposed to be assessed for said improvement, and the amount proposed to be assessed against each of said lots and parcels of land, together with the names of the owner or owners of each of said lots and parcels of land, as nearly as the same can be readily ascertained, a copy of which notice shall be mailed by the city clerk to the owners of such lots and parcels of land so drained or filled and benefited so nearly as can be ascertained from the records in the office of the county auditor and otherwise. At said meeting of the city council at which said petition, report and estimate is to be heard, said city council may act upon the same and hear any complaint or objection as to the propriety and necessity of such improvement and assessment proposed to be levied against said lots and parcels of land, or any of them, or it may refer the matter to a committee of the council to hear said objections and complaints, and report thereon.

After such hearing the city council of said city may by resolution determine and provide that certain lots and land or any portion thereof, shall be drained or filled, and may adopt the assessment made by said city engineer, or may revise the same as they may deem just, and may assess the cost of said improvement, or any portion thereof on the lots or lands to be drained or filled, or the lots and lands adjacent thereto or in the vicinity thereof which said city council may determine to be benefited by said improvement, and in and by said resolution the city council shall estimate and fix upon the cost of such improvement and assess and levy such cost, or any portion thereof, upon the lots and par-

cels of land benefited by said improvement to the amount of such benefit, and the city council shall cause to be made and shall adopt an assessment roll thereof in any form which the city council may deem proper. Said assessment roll shall be made up and returned to the county auditor of the county in which said city is located, and said assessment shall be spread upon the books of said county auditor and all other proceedings had as in the case of assessment for sewers, water mains, or other local improvements; provided, however, that when such assessment roll shall have been delivered to the county auditor of said county, said county auditor shall divide each assessment for such improvement into five equal parts, as nearly as the same can be divided, and shall in the books of his office extend said assessment over five successive years succeeding to the year in which said assessment shall have been ordered, that is to say: said assessments are to be paid in five equal annual installments, with interest to be paid annually on each one of said assessments after the first installment, at the rate of six per cent per annum, and the owner or owners, or other persons whose duty or right it may be to pay such special assessment, shall have the right to pay the same at any time after the first year's installment becomes due, or they may pay the same in said five annual installments, with interest on each one of said deferred installments to be paid annually at the time of paying the assessment due each year; and the auditor of said county shall at the time of extending such special assessment on the tax list in such parallel columns for such assessment, add to the amount of each assessment for each year after the first installment, interest on each installment remaining unpaid, at said rate of six per cent per annum on the whole of such unpaid installments, and said interest on the whole of said installments shall be paid each year at the same time, and in the same manner that said installments are to be paid.

Sec. 4. Certificates of indebtedness authorized.—The city council for the purpose of realizing the funds for making such improvement may issue and sell special certificates of indebtedness, which shall entitle the holder thereof to all sums realized upon such assessment, or if deemed advisable a series of two or more certificates against any one assessment which shall entitle the several holders thereof to share pro rata all sums realized upon such assessments including interest and penalties, and the city council may bind the city to make good deficiencies in the collection up to but not exceeding the principal and interest at the rate fixed as hereinafter provided. If the city because of any such guaranty shall redeem any certificate it shall thereupon be subrogated to the holders' rights. For the purpose of such guaranty penalties collected shall be credited upon deficiencies of principal and interest before the city shall be liable. Such certificates shall

bear interest at a rate to be fixed by the city council of said city not exceeding, however, six per cent per annum, and such certificates may be sold at public or private sale, but for not less than the par value thereof. The city's liability upon such guaranty shall not be taken into account as a part of its indebtedness until the amount of such deficiency of collection, defined as aforesaid, is determined and then only for the amount of such deficiency.

Sec. 5. This act shall be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 276—S. F. No. 826.

An Act relating to the conservation and protection of mussels in Minnesota waters.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Unlawful to catch mussels without license.**—It shall be unlawful to take, catch or kill mussels for commercial purposes without a license issued by the state game and fish commission.

Sec. 2. **Licenses to be issued by game and fish commission.**—The state game and fish commission shall upon application issue a license to take, catch or kill mussels. On making application for such license, residents of this state shall pay to the state game and fish commission a fee of one dollar and non-residents shall pay to such game and fish commission a fee of twenty-five dollars, and for authority to use a dredge, a fee of twenty-five dollars in addition to the fee fixed for a resident or a non-resident license. All such licenses shall expire on the thirty-first day of December following their issue. Licenses shall be consecutively numbered as issued and a record shall be kept thereof in the office of the state game and fish commission. Such license shall state whether it is a resident or non-resident license, whether the licensee is authorized to use a dredge, the resident address of the licensee and the amount paid for the license. Said license shall also state what waters have been closed to the capture of mussels by authority of this act.

Every person, while taking, catching or killing mussels for commercial purposes, shall have his license with him ready for exhibition and shall exhibit the same when requested to do so by an authorized officer.

Any person, firm or corporation violating the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of twenty-five dollars, or by imprisonment in the county jail not less than twenty days.

Sec. 3. What may be done under license.—Any person, firm or corporation to whom a license under the provisions of this act has been issued, under such license so issued:

(1) May operate not more than one boat in taking, catching or killing mussels for commercial purposes. Any such person, firm or corporation may use one additional boat for purposes of towing only when no apparatus for taking, catching or killing mussels is used or kept thereon.

(2) It shall be unlawful to have in possession on the waters while engaged in taking, catching or killing mussels for commercial purposes more than two crowfoot bars, or more than one dredge, or to use or have in possession a crowfoot bar of greater length than sixteen feet, or a dredge the length of the opening of which is more than three feet, and which has prongs or forks more than four inches in length, or to have in possession on the waters while engaged in taking, catching or killing clams, a dredge without licensed authority therefor.

Any person, firm or corporation violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of twenty-five dollars, or by imprisonment in the county jail not less than twenty days.

Sec. 4. Size of mussels to be killed and penalty for violation. It shall be unlawful to take, catch or kill, offer for sale or have in possession for commercial purposes, any mussel of a size less than one and three-fourths inches in greatest dimensions, except mussels taken in the ordinary course of clamming for larger mussels, and such undersized mussels shall be immediately culled and returned to the water whence taken without avoidable injury.

Any person, firm or corporation violating any of the provisions of this section shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of fifty dollars, or by imprisonment in the county jail not less than thirty days.

Sec. 5. Game and fish commission to prescribe areas in which mussels may be caught.—The State Game and Fish Commission may from time to time and as may be required for the conservation of the mussel resources of the state, prescribe areas in any part of the state from which mussels shall not be taken for such a period as may be specified by the commission, but no such period shall exceed five years, nor shall more than one-half of the mussel producing waters of the state be closed at the same time. It shall be unlawful to take, catch, or kill mussels for commercial purposes in waters so closed.

All orders of the game and fish commission affecting mussels shall be published once in a newspaper of general circulation, published within each county containing or having on its boundary waters affected by such order.

All such orders shall take effect at the time fixed therein, but not less than thirty days after the publication thereof. The game and fish commission may extend the time within which such order shall take effect.

Any person, firm or corporation who shall violate the provisions of this section in taking, catching or killing mussels for commercial purposes in any waters of this state which have been declared closed areas by the game and fish commission shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of one hundred dollars, or by imprisonment in the county jail not less than sixty days.

Sec. 6. Report to be made by mussels caught.—On or before the thirty-first day of December of the year in which any license was issued, the holder thereof shall make a written report to the state game and fish commission on blanks furnished by them stating the total weight of mussels taken, caught or killed under such license, the names and locations of waters from which the mussels were taken and the amount received for shells sold. Upon failure to make such report, the state game and fish commission shall not issue another license to such person, firm or corporation to take, catch or kill mussels until such report shall be made.

Sec. 7. Fees to be paid into general revenue fund.—All moneys received under the provisions of this act shall at the end of each month be paid into the general revenue fund of the state.

Sec. 8. Enforcement by game and fish commission.—The state game and fish commission shall enforce the law relating to mussels and for the purposes of carrying into effect said law the commission, its executive agent and game wardens are authorized and empowered, without warrant, to arrest any one violating any of the provisions of this act, and to seize mussels and devices adapted to taking, catching or killing mussels, and to inspect and examine mussels in any warehouse, boat, store, car, conveyance, vehicle, basket or other receptacle, when they have good cause to believe that any of the provisions of the law relating to mussels has been violated, except when it is necessary forcibly to enter a dwelling house. Any court having jurisdiction of the offense, upon receiving proof of probable cause for believing that mussels illegally taken, caught, killed or had in possession are concealed, shall issue a search warrant and cause a search of the alleged place of concealment to be made. The confiscation and sale of mussels by the state game and fish commission or by any game warden shall proceed in the manner provided by law for the sale of confiscated fish.

Sec. 9. Construction of certain terms.—As used in this act the words:

(1) "Mussels" shall mean and embrace the pearly, fresh water mussel, or clam, or Naiad, and the shell thereof.

(2) "Crowfoot bar" shall mean a bar of any material bearing a series of hooks designed to catch or adapted for catching mussels by the insertion of such hooks between the shells of mussels.

(3) "Dredge" shall mean any implement of capture which is adapted for dragging the bottom of waters and is operated with or without the aid of mechanical power, except the crowfoot bar.

(4) "Commercial purposes" shall mean and be presumed to include the taking, catching or killing of any mussels and having in possession of mussels, unless the contrary is proven.

Sec. 10. Wisconsin license to be honored in Mississippi river. Any persons duly licensed by the authorities of the State of Wisconsin to take and catch mussels from or in the waters forming the boundary line between the states of Wisconsin and Minnesota are hereby authorized to take and catch mussels from and in that portion of said waters lying and being within the territorial jurisdiction of the State of Minnesota without first having procured a license therefor from the authorities of the State of Minnesota; provided that such persons so licensed by the authorities of Wisconsin shall not take or catch any mussels within the territorial jurisdiction of the State of Minnesota at a time and in a place or in a manner otherwise prohibited by this act. Provided further that the laws of the State of Wisconsin provide for and extend a similar privilege to persons licensed hereunder by the authorities of the State of Minnesota to take and catch mussels from and in the waters lying within the territorial jurisdiction of the State of Wisconsin without a license from the authorities of the State of Wisconsin.

Sec. 11. Not to be effective until Wisconsin enacts a similar law.—This act shall take effect whenever, after passage and publication thereof, the State of Wisconsin shall have enacted a similar law.

Approved April 23, 1915.

CHAPTER 277—S. F. No. 921.

An Act to amend Sections one (1) and two (2) of Chapter one hundred sixty-six (166) of the General Laws of 1915, being "An Act to provide for the membership and election of members of the Board of Park Commissioners in cities now or hereafter having a population of over fifty thousand (50,000) inhabitants, and not having a home rule charter, and repealing all acts and parts of acts inconsistent herewith."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Composition of board of park commissioners of Minneapolis.—That Section 1 of Chapter 166 of the General Laws

of 1915, be and the same is hereby amended so as to read as follows:

"Section 1. In each city of the State of Minnesota now or hereafter having more than fifty thousand (50,000) inhabitants and not having a home rule charter, its board of park commissioners shall on and after the first Monday in January, 1917, consist of the mayor of the city, the chairman of the committee on roads and bridges of the city council and the chairman of the committee on public grounds and buildings of the city council, and additional members as provided in Section 2."

Sec. 2. One to be elected in each senatorial district at future elections.—That Section 2 of Chapter 166 of the General Laws of 1915 be and the same is hereby amended so as to read as follows:

"Section 2. At the general election of 1916 the electors residing within the city limits of each odd numbered senatorial district, any part of which lies within the boundaries of the city, shall elect one commissioner for a term of six (6) years; and at the general election of 1918 the electors residing within the city limits of each even numbered senatorial district, any portion of which lies within the boundaries of the city, shall elect one commissioner for a term of six (6) years; and at the general election of 1920 the electors of the entire city shall elect four commissioners at large for a term of six (6) years."

The successors of each of the commissioners provided for in this section shall be elected in the same manner at the general election next preceding the expiration of their several terms. All elected commissioners in office at the time of the passage of this act shall serve out their respective terms."

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 278—H. F. No. 37.

An Act authorizing certain cities of the first class to determine what proportion of the cost of street paving shall be raised by special assessment upon abutting property and to levy a tax for the remainder.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minneapolis council authorized to make two assessments for paving.—The city council or other governing body or any city of the first class not operating under a home rule charter is hereby authorized, notwithstanding any provision in the charter of such city to the contrary, to determine in and by its resolution directing that any arterial street therein or any

part of either be paved, what proportion of the cost of such paving shall be defrayed by a special assessment upon the real property fronting thereon. Such proportion, however, shall in no case be less than one-half of the cost to the city of paving that part of the arterial street lying between the center line thereof and such abutting property.

Sec. 2. **Levying of assessment.**—Whenever the proportion to be so assessed is determined in the manner aforesaid, the assessment shall be levied accordingly and the remaining cost of such paving shall be paid by the city out of any funds in its treasury, not derived from such special assessments, available for paving purposes.

Sec. 3. **Tax levy to pay amounts not assessed against abutting land.**—In all such cases the council or other governing body of such city may levy with the other city taxes a tax sufficient to pay the amount not so assessed upon abutting lands on all property within the city subject to general taxation, and may direct into what fund the proceeds of said tax shall be paid.

Sec. 4. **Application.**—This act shall not apply to any city whose inhabitants have adopted a charter pursuant to Section 36, Article 4, of the state constitution.

Approved April 23, 1915.

CHAPTER 279—H. F. No. 121.

An Act to limit itinerant companies on public highways.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Twelve hour limit for turning loose horses or cattle on public highways.**—It shall be unlawful for any itinerant person or persons to hitch or turn loose on any public highway in this state any horses, cattle or other animals for the purpose of feeding the same or for the purpose of temporarily camping on such public highway for a period to exceed twelve hours and within six miles of the previous camping place of said person or persons.

Sec. 2. **Penalty for violation.**—Any resident in this state may enter complaint before any court having jurisdiction against any person or persons violating this section and it shall be the duty of such court to issue a warrant for the arrest of such person or persons complained of, and have them brought forthwith before said court for examination, and if found guilty of such violation as charged, said person or persons shall be punished by a fine not exceeding fifty (\$50.00) dollars or by imprisonment in the county jail for not more than thirty days.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 280—H. F. No. 225.

An Act providing for the decoration of neglected graves of United States soldiers.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Clerks or recorders to cause graves of soldiers to be decorated on Memorial Day.—It shall be the duty of the clerks or recorders of all cities and villages, and the town clerks of all towns, within the State of Minnesota, to ascertain,—as far as it shall be practicable so to do,—if within their respective city, village or town, there are any graves of soldiers of the United States which probably will not be decorated at the next Memorial Day, and if any such grave or graves shall be found, it shall be the duty of such city or village clerk or recorder and of such town clerk, to cause any and all such graves within their respective town, city or village, to be decorated annually, upon Memorial Day by placing thereat an American flag.

Sec. 2. Services to be a charge against town, village or city. The reasonable value of the service and expense necessary to comply with the foregoing section shall be a charge upon such town, city or village, and the governing body thereof, after due examination shall audit any bill which shall be duly itemized, verified and presented by such town clerk or city or village clerk or recorder, for such service and expense and shall order paid out of the treasury of such respective town, city or village, such bill or portion thereof as shall be found just and reasonable.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 281—H. F. No. 263.

An Act to amend Section 4620 of the General Statutes of Minnesota for 1913, being Section 11, of Chapter 156, of the General Laws of Minnesota for 1911 relating to the subject of weights and measures, and appropriating money for the maintenance of the weights and measures department.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Abolishing fee for inspection of weights and measures and appropriation for department for ensuing period.—Section 4620 of the General Statutes of Minnesota for 1913, being Section 11 of Chapter 156 of the General Laws of 1911, is hereby amended so as to read as follows:

Sec. 11. *No fee shall be charged for the regular annual inspection of scales, weights, measures and weighing or measuring devices. At all other times, the cost of the inspection shall be*

paid by the owner when the same is performed at his request; and when made at the request of some other person the cost shall be paid by the owner, if the scale, weight, measure, and weighing or measuring device is found to be incorrect; otherwise by the person making the request. The commission shall have power to fix the fees and expenses for all special services. The sum of Ten Thousand Dollars (\$10,000.00), together with the sum in the weights and measures fund, is hereby appropriated for the payment of salaries of employes and expenses of said department for the fiscal year ending July 31st, 1915, and Thirty Thousand Dollars (\$30,000.00) annually for the fiscal years ending July 31st, 1916 and 1917, and the same or so much thereof as may be necessary, shall be allowed and paid by the state, upon the approval of a member of the Railroad and Warehouse Commission, and the state auditor. All monies collected by the department for special services, fees and penalties, shall be paid into the state treasury, and credited to the state revenue fund.

Sec. 2. Salary of commissioner and deputies.—The salary of the Commissioner of Weights and Measures shall be Twenty-five Hundred Dollars (\$2500) per annum, and all deputies not to exceed Twelve Hundred (\$1200.00) Dollars per annum.

Sec. 3. This act shall take effect and be in force from and after April 1st, 1915.

Approved April 23, 1915.

CHAPTER 282—H. F. No. 406.

An Act to amend Section 2749 of the Revised Laws of 1905 being the same as Section 6017 of the General Statutes of Minnesota for 1913, defining legal fences.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. How barbed wire fences are to be constructed and payment of partition fences.—That Section 2749 of the Revised Laws of Minnesota for 1905 being the same as Section 6017 of the General Statutes of 1913, be and the same is hereby amended to read as follows:

“2749. Legal fences.—All fences consisting of not less than 32-inch woven wire and two barbed wires firmly fastened to well set posts not more than one rod apart, the first barbed wire being above and not more than 4 inches from the woven wire and the second barbed wire being above and not more than 8 inches from the first wire; all fences consisting of not less than 40-inch woven wire and one barbed wire firmly fastened to well set posts not more than one rod apart, the said barbed wire being above and not more than 4 inches from said woven wire; all fences consisting of woven wire not less than 48 inches in height, firmly

fastened to well set posts not more than rod apart; all fences, consisting of not less than four barb wires with at least forty barbs to the rod the wires to be firmly fastened to posts not more than one rod apart, the top wire to be not more than 48 inches high and the bottom wire not less than twelve inches nor more than sixteen inches from the ground; and all fences consisting of rails, timbers, wires, boards, stone walls, or any combination thereof, or of streams, lakes, ditches, or hedges, which shall be considered by the fence viewers as equivalent to any of the fences herein described—shall be deemed legal and sufficient fences. In all cases where adjoining land owners disagree as to the kind of fence to be built on any division line, the matter shall be referred to the fence viewers who shall determine what kind of fence shall be built on such line and shall order such fence built according to law.

Approved April 23, 1915.

CHAPTER 283—H. F. No. 431.

An Act to authorize the reception of abstracts of title as evidence in actions wherein the title to land is in controversy.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Abstracts of title to be received in evidence.—In any action wherein the title to real property is in controversy, any abstract of title thereof, duly certified by any bonded abstractor or by any Register of Deeds of any county wherein said real property is situated, shall be received as prima facie evidence of all instruments therein referred to, together with the records thereof as recorded in the office of the Register of Deeds of such County.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 284—H. F. No. 585.

An Act defining slander, and fixing the penalty therefor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Definition of slander and same declared to be a misdemeanor.—Every person who, in the presence and hearing of another, other than the person slandered, whether he be present or not, shall speak of or concerning any person, any false or defamatory words or language which shall injure or impair the reputation of such person for virtue or chastity or which shall

expose him to hatred, contempt or ridicule, shall be guilty of a misdemeanor. Every slander herein mentioned shall be deemed malicious if no justification therefor be shown and shall be justified when the language charged as slanderous, false or defamatory was true and was spoken with good motives and for justifiable ends.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 285—H. F. No. 644.

An Act authorizing cities having a population of ten thousand or less excepting any such city organized under the provisions of Section 36, Article 4 of the Constitution of the State of Minnesota, to maintain or improve their streets and public highways by sprinkling, oiling, curbing, or gutters and to provide for the cost thereof and for assessment to, and payment of such costs or part thereof by the abutting property owner.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Cities of 10,000 or less authorized to sprinkle with oil.**—In any city of this state having a population of ten thousand or less, the City Council shall have power and may cause any street or public highway therein or any part thereof to be improved or maintained by sprinkling, oiling, curbing, or building gutters upon a petition therefor signed by three-fourths of all owners of real estate bounding both sides of such street or highway and by the owners of at least one-half of the frontage of such street or highway or part thereof to be improved; or may order any curb or gutter to be built on one side of a street or highway or part thereof upon like petition if signed by the owners of at least one-half the frontage on such side of said street, highway, or part thereof, to be so improved; and without any petition it may order any curb or gutter previously built to be put in repair when necessary; and it may, upon such petition so providing, cause such sprinkling, or oiling to be done annually at such time or times as shall be required by said petition, the cost of such improvement, sprinkling, or oiling or any part thereof not less than one-half, may be assessed and levied by resolution of the council upon the lots or parcels of ground fronting on the street, public highway, or side thereof so improved, sprinkled, or oiled and most benefited thereby; and if such petition provides for sprinkling or oiling annually the council may make such assessment or levy for such amount as will be required for such purpose during any such year, until a petition for the discontinuance of said sprinkling or oiling, similarly executed, is presented to the council.

Sec. 2. Additional tax authorized.—If the tax so levied proves insufficient to pay the cost or proportion thereof assessed to such property the council may levy an additional tax thereon to make good the deficiency.

Sec. 3. How assessments shall be made.—The assessments authorized in Section 1 and 2 hereof shall be made by resolution of the council setting forth the purpose thereof, a description of each lot or parcel benefited, the name of its owner if known, and the amount assessed thereon. Two weeks published notice in a newspaper in the municipality shall be given of the contents of such resolution and of the time when the council will attend at its usual place of meeting to hear objections to the assessment or any part thereof; at such time and place the council shall consider all objections made and for that purpose may adjourn from day to day not exceeding three days and by resolution may modify such assessment or any part thereof. On October 10th next following, if any of the assessments be not previously paid to the city treasurer, the city clerk shall certify the same to the county auditor who shall extend all such unpaid amounts against the land assessed and the same shall be enforced, collected, and paid over to the city treasurer as in the case of other city taxes.

Sec. 4. Application.—This act shall not in any manner apply to any city having a home rule charter adopted pursuant to Section 36, Article 4 of the Constitution of the state, and it shall not be construed as in any manner superseding, repealing, amending, or qualifying the provisions of any such home rule charter.

Sec. 5. Not to repeal other acts.—This act shall not repeal, and shall not be construed as, repealing, amending, or modifying the power of any city to levy taxes, for any of the purposes herein provided, in accordance with any charter, law, or ordinance, but it shall apply equally to all cities as herein provided in addition to any such power.

Sec. 6. Orders drawing six per cent authorized.—The city council may authorize orders to be issued on the city treasury, bearing not to exceed 6 per cent interest, to defray the cost of any such improvement until such time as the assessment above provided for shall be paid.

Sec. 7. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 286—H. F. No. 702.

An Act authorizing and allowing clerks of the probate court to issue certain notices and citations over their signatures.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Clerks of probate authorized to issue certain citations.—The judge of the probate court of any county in this state in which county there is a clerk of the probate court may by written authorization duly recorded in the office of the clerk of said probate court authorize said clerk to issue the following orders and sign the same in the name of the clerk instead of having the same signed in the name of the judge, to-wit:

1st. Order for hearing of petition for letters of administration.

2nd. Orders for hearing petition for the admission of a will to probate and the issuance of letters testamentary or of administration with will annexed.

3rd. Order for hearing, petition for decree of descent.

4th. Orders limiting the time to file claims and fixing the date of hearing of said claims.

5th. Orders for hearing petition to sell, lease or mortgage land.

6th. Orders for hearing petition for settlement and distribution in estates of deceased persons.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 287—H. F. No. 770.

An Act to amend Sections 4791 and 4792 of the General Statutes of Minnesota for 1913, relating to the issuing of hunters licenses.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Owners of land may hunt on his own premises without license and number of birds permitted to be shipped or in possession.—That Section 4791 of the General Statutes of Minnesota for 1913 be amended so as to read as follows:

Sec. 4791. Resident license for hunting game birds—Shipment of game—Every resident of this state *over twenty-one years of age*, is prohibited from hunting, taking or killing any game bird unless he shall have first procured a license therefor from the county auditor of the county in which he resides, provided, however, that this shall not apply to any resident of the state *hunting on lands owned or leased and occupied as a permanent residence by said resident, or to any member of his immediate*

family. Said auditor shall upon application issue to such person a license under his seal, upon blanks to be furnished by the game and fish commission, and upon payment of the license fee of \$1.00 for each such license issued, which license shall be *valid only for the open season for game birds during the year for which such license is issued*. Ten cents of the amount received for the issuance of said license shall be retained by the county auditor as his fee and the balance remitted to the state treasurer who shall credit same to the game and fish commission fund to be used for the purpose of enforcing the provisions of this chapter. Every such applicant shall prove to the satisfaction of the county auditor that he is a bona fide resident of this state, and shall state under oath his name, residence and post office address. Only one of such licenses shall be issued to any person and it shall not be transferable, and it is hereby made the duty of such licensee to exhibit the same to any person upon request.

Such license shall describe the licensee, designate his place of residence and shall have attached thereto three (3) coupons upon which shall be printed the words "game birds." Each coupon shall be divided into two sections lettered respectively "A" and "B." Any resident who has paid said fee and procured such license to hunt game birds, may, during the open season hunt, take and kill game birds in the manner and subject to the limitations and conditions prescribed by this chapter and amendments thereto, and may ship by common carrier in the manner herein provided and not otherwise to any point in the county in which he resides *forty-five (45)* game birds in three shipments of not to exceed *fifteen (15)* birds each, so lawfully shot or had in possession. Said game birds may be shipped by said licensee to himself to his place of residence by common carrier by attaching to such game birds section "B" of said coupon. Upon receiving such game it is made the duty of said common carrier to detach from the license section "A" of said coupon and at once forward same by mail to the Game and Fish Commission.

Provided, however, that nothing in this chapter contained shall be deemed or construed to prevent any resident of this state from personally carrying with him, as baggage, on any train or conveyance, any game birds or fish which may be legally in his possession, and any common carrier is hereby permitted to carry such game birds or fish as baggage when the same is so accompanied and carried on the same train or conveyance by the person who is legally in possession of same.

Provided, further, that nothing herein contained shall be construed to permit employees of a common carrier to carry any such game birds or fish with them whether as baggage or otherwise, while engaged in the performance of the duties of their said

employment and they are specifically prohibited from so doing.

Provided, further, that Sections "A" and "B" of each said coupons shall have printed thereon the words "Signature of consignor" and so arranged as to provide a blank space for such signature.

At any time of shipping by common carrier of any game birds the consignor named in such license shall personally sign his name to said sections "A" and "B" in the presence of two witnesses, one of whom shall be the agent of said common carrier.

Provided, further, that in case any of the game birds when shipped and carried as herein permitted are covered, wrapped or contained in any package, sack, box, trunk or receptacle whatsoever, each such shipment, package, sack, box, trunk or receptacle whatsoever shall have upon the outside thereof in plain view while in transit the coupon tag herein provided for, also a clearly and legibly written or printed statement setting forth the full and correct name and address and license number of the licensee shipping or carrying same, and a full, true, and correct list or statement giving the name, number and kinds of game birds or game animals or parts thereof contained in said shipment, package, sack, box, trunk or other receptacle, which list or statement shall be personally signed by the licensee shipping or carrying same, and the person so shipping or carrying same shall promptly open, unwrap, or unlock every such package or receptacle whatsoever upon demand of any game warden and in the absence of licensee any game warden shall have the right to open any package, sack, box, trunk or receptacle whatsoever to inspect and count the contents of same. The shipment of any game bird by any common carrier or agent thereof or by any person except after full compliance with the provisions of this section, is hereby made unlawful.

Whoever shall offend against any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than ten (\$10) nor more than twenty-five (\$25) dollars and the costs of prosecution or by imprisonment in the county jail for not less than thirty nor more than ninety days for each and every offense.

Be it further enacted that section 4792 of the General Statutes of Minnesota for 1913, be amended so as to read as follows:

Sec. 4792. Resident license for hunting game animals—Shipment—Every resident of this state is prohibited from hunting, taking, killing any game animal unless he shall have first procured a license therefor from the county auditor of the county in which he resides. Said auditor shall not issue to any person a license prior to three days before the opening of the season, such license to be issued under his seal upon blanks to be furnished him by the Game and Fish Commission and upon payment

of the license fee of one (\$1.00) dollar which license shall be *valid only for the open season for game animals during the year for which such license is issued*. Ten cents of the amount received for the issuance of said license shall be retained by the county auditor as his fee, and the balance remitted to the state treasurer, who shall credit same to the Game and Fish Commission fund to be used for the purpose of enforcing the provisions of this chapter. Every such applicant shall prove to the satisfaction of the county auditor that he is a bona fide resident of this state, and shall state under oath his name, residence and post office address. Only one of such license shall be issued to any person, and it shall not be transferable, and it is hereby made the duty of such licensee, to exhibit the same to any person upon request. Such license shall describe the licensee, designate his place of residence and shall have attached thereto two coupons upon which shall be printed respectively the words "moose" and "deer." The coupon marked "deer" shall be divided into two sections, one of which shall be lettered "A" and one "B." The coupon marked "moose" shall be divided into two sections lettered respectively "A" and "B."

Any resident who has paid said fee and procured such license to hunt game animals, may, during the open season hunt, take and kill one (1) *male, antlered* moose or one (1) deer. He shall immediately upon the killing of a deer or moose detach one coupon marked "section B" and attach same to the animal killed, and the coupon shall remain upon said deer or moose as provided in this section. The said deer or moose must be taken in the manner and subject to the limitations and conditions prescribed by this chapter and amendments thereto, and may ship by common carrier in the manner herein provided and not otherwise to any point in the county in which he resides one (1) moose or one (1) deer or any part thereof so lawfully shot or had in possession. Said game animals may be shipped by said licensee to himself to his place of residence by common carrier, upon attaching to such game animals or any part thereof section "B" of said coupon. Upon receiving such game it is made the duty of said common carrier to detach from the license section "A" of said coupon and at once forward the same by mail to the Game and Fish Commission.

Provided, however, that nothing herein contained shall be construed to permit employes of a common carrier to carry any such animals or parts thereof with them, whether as baggage or otherwise while engaged in the performance of the duties of their said employment and they are specifically prohibited from so doing.

Provided, further, that sections "A" and "B" of each said coupons shall have printed thereon the words "signature of con-

signor" and so arranged as to provide a blank space for such signature.

At any time of shipping by any common carrier of any animals or parts thereof the consignor named in such license shall personally sign his name to said sections "A" and "B" in the presence of two witnesses, one of whom shall be the agent of the common carrier.

The shipment of any game animal by any common carrier or agent thereof, or by any person except after full compliance with the provisions of this section, is hereby made unlawful.

Whoever shall offend against any of the provisions of this section shall be guilty of a misdemeanor, and upon conviction shall be punished by a fine of not less than fifty (\$50.00) nor more than one hundred (\$100.00) dollars and the costs of prosecution, or by imprisonment in the county jail for not less than thirty nor more than ninety days for each and every offense.

Approved April 23, 1915.

CHAPTER 288—H. F. No. 771.

An Act for the preservation of game and fish and the prevention of unlawful hunting on rural property and the establishment of game refuges and closed seasons for killing game in certain localities and other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Establishment of game refuge by request of owners of land.—Any owner or owners, lessee or lessees in possession of real property located outside the corporate limits of any city or village in the state may request of the state Game and Fish Commission that his or their lands be constituted a game refuge and thereupon the said Game and Fish Commission may declare the said lands a game refuge. Said petitioner or petitioners shall thereupon post signs upon said property reciting said order, stating that the same is a state game refuge and that trespassing by a person carrying arms is prohibited thereon under penalty of the law. Said signs shall be furnished said petitioner or petitioners by the said Game and Fish Commission without cost provided it has funds sufficient available for that purpose. Said order may be vacated in whole or part by the said Game and Fish Commission at any time upon petition or upon their own motion.

Sec. 2. Game and fish commission to order a hearing.—Twenty-five or more residents of any county or counties of Minnesota and property owners therein may at any time petition to the state Game and Fish Commission requesting that a closed season for the killing of frogs, game birds and animals protected by

law be ordered in a certain district, describing said district by metes and bounds. Thereupon the said Game and Fish Commission shall order a hearing upon said petition and post in five of the most prominent places in said district a notice of said hearing which notice shall be posted at least fifteen days prior thereto. Upon said hearing if it shall appear that, by reason of the depletion of the said frogs, game birds and animals therein, that the same are in danger of extermination and that said closed season shall be in the public interest the said Game and Fish Commission may declare a closed season either permanently or for a number of years therein and enter its order reciting the same. Fifteen days after the posting of said order in said district (as provided herein for the posting of the notice of hearing) the order shall go into effect. Said order may be revised from time to time upon notice, hearing, order, and posting as required herein.

Provided, that no game refuge shall be established under this chapter of less than 640 acres of contiguous lands. And provided further that no lands shall be included in such game refuge which are owned and occupied as a private duck pass.

Any party destroying or mutilating any of the signs or notices specified in this act shall be guilty of a misdemeanor.

Any person hunting or killing frogs, game birds or animals or trespassing while carrying arms upon any game refuge established in accordance with section 1 of this act, shall be guilty of a misdemeanor.

Any person or persons hunting or killing any of the frogs, birds or animals protected by law upon any grounds upon which a closed season has been duly established in accordance with section 2 of this act, shall be guilty of a misdemeanor.

Any game refuge established under section one (1) or section two (2) of this act shall be construed to include all public waters, and state, federal, or other public lands which may be enclosed within the boundaries of said refuge, and may include adjacent and contiguous public waters and state, federal or other public lands at the discretion of the state Game and Fish Commission.

Sec. 3. Frogs permitted for fish bait.—None of the provisions of this act shall be construed to prevent any person from using frogs for fish bait during any of the open seasons under the provisions of this act.

Approved April 23, 1915.

CHAPTER 289—H. F. No. 802.

An Act authorizing cities of this state of over 50,000 inhabitants to issue and sell municipal bonds for the purpose of acquiring, constructing, installing and equipping incinerators at the crematory plants of such city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minneapolis authorized to issue \$18,000 bonds for incineration plant.—Any city of this state now or hereafter having over fifty thousand inhabitants and not governed by a charter adopted pursuant to section 36, article 4 of the state constitution, in addition to all powers now possessed by such city, is hereby authorized and empowered, acting by and through the city council or common council of such city, by resolution duly passed by an affirmative vote of not less than two-thirds of all members elect of such city council or common council, to issue and sell municipal bonds of such city to an amount not exceeding eighteen thousand dollars (\$18,000) in par value and to use the proceeds thereof for the purpose of acquiring, constructing, installing and equipping incinerators at the crematory plants of such city.

Sec. 2. To be issued regardless of present indebtedness.—The bonds hereby authorized or any part thereof may be issued and sold by any such city, notwithstanding any limitations contained in the charter of such city or any law of this state prescribing or fixing any limit upon the bonded indebtedness of such city, but the full faith and credit of such city shall at all times be pledged for the payment of any such bonds issued hereunder and for the payment of the current interest thereon, and the city council or common council of such city shall each year include in the tax levy for such city a sufficient amount to provide for the payment of such interest as it accrues and for the accumulation of a sinking fund for the redemption of such bonds at their maturity.

Sec. 3. Thirty years at 4% and how signed.—No bonds shall be issued by any such city under this act for the purposes hereinabove named to run for a longer period than thirty years, or bearing a higher rate of interest than 4 per cent per annum, payable semi-annually, but the place of the payment of the principal and interest thereon and the denominations in which the same shall be issued shall be such as shall be determined by the city council or common council. All such bonds shall be signed by the mayor and countersigned by the city comptroller and attested by the city clerk of such city and shall be sealed with the seal of said city, except that the signatures to the coupons attached thereto, if any, may be lithographed thereon, and none of such bonds shall be sold for less than ninety-five (95) per cent

of their par value and accrued interest and then only to the highest responsible bidder therefor.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 290—H. F. No. 813.

An Act to validate certain bonds heretofore purchased by the state board of investment with the funds of the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Definition of "municipality."**—The word "municipality" as used herein, shall be held to mean and include the various counties, cities, villages, boroughs, towns and school districts in the state of Minnesota.

Sec. 2. **Certain bonds validated.**—Whenever the state board of investment shall have heretofore purchased with the funds of the state of Minnesota, the bonds of any municipality in this state, the validity of any such bond shall never be questioned, except on the ground that the same and the loan made thereon was not approved by the state board of investment; that the bond in question made the entire bonded indebtedness exceed fifteen (15) per cent of the assessed valuation of the taxable property of the municipality issuing such bonds; that such bonds bear a lower rate of interest than three (3) per cent; that such bonds run for a shorter period than five years, or for a longer period than twenty years; or that the principal thereof was never paid by the state to, or received by, the officers of the municipality issuing the same; and no change of the boundary lines of any such municipality shall relieve the real property therein at the time of the issuing of such lands from any liability from taxation to pay for the same and all such bonds so purchased are hereby declared to be the valid and subsisting indebtedness of each municipality, respectively issuing the same.

Approved April 23, 1915.

CHAPTER 291—H. F. No. 857.

An Act relating to the leasing of streets or alleys, or parts thereof, not used by the public, in cities of the first class, not operating under a home rule charter.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Minneapolis council may lease certain streets or alleys.**—Every city of the first class not operating under a home

rule charter is hereby authorized and empowered, in any and all cases where the tracts of ground have, in the platting of land in such city or otherwise, been dedicated to public use, to be used for streets, alleys or other similar public purposes, other than parks or parkways, and such tracts of ground or any part thereof by reason of change of grade of railroads or of other streets or alleys crossing such railroads or in any other way, have become, at least for a number of years in the future, unfitted for use by the public for the purpose for which they were dedicated to public use, to leave to the owner or owners of property abutting thereon the surface of such portion of streets or alleys or tracts of ground as cannot be used by said city for the purposes for which such ground was dedicated, or grant the right in the nature of a lease to erect structures overhead across the same, for a short period or permanently, or under the surface thereof, in the manner and under the conditions hereinafter set forth.

Sec. 2. Two-thirds vote required.—Whenever application shall be made to the city council or common council of any such city to lease, or to vacate, any such tract of ground as is hereinbefore referred to, the question of the advisability of said city's making such lease or vacation shall be referred to the appropriate committee of said council; and if after a full consideration of said question, including the viewing of the premises in question by the whole committee in a body, said committee shall report back to said council that it is to the interest of said city, and the citizens thereof, to make the proposed lease, then, and in every such case, if the said council shall by a two-thirds vote of the whole membership of such body, determine to proceed with such lease, the question as to the amount of yearly rental to be charged by said city for the use of such street, alley or tract of ground or portion thereof shall be referred to five commissioners appointed in the same manner as commissioners are appointed to assess benefits and award damages in case of opening new streets or alleys in said city, and such commissioners shall in all such cases receive for their services the same fees as they receive for services in proceedings for the opening of new streets or alleys; provided, that the city council or common council of the city taking proceedings to lease such streets, alleys or tracts of ground or portions thereof, as are referred to in section one of this act shall not be bound to lease for the rental decided upon by such commissioners, but said council may, after hearing the report of said commissioners, by a majority vote, refuse altogether to make such release or may require the person leasing such street or alley or tract of ground to pay such larger sum for such lease as the said council may determine, if in the judgment of a majority of said council a larger rental or price should in any particular case or cases be paid; but no rental

shall in any case be any less than the amount recommended by the commissioners as aforesaid; nor shall such rental in any case be greater than six (6) per centum per annum on one-sixth (1-6) of the value of the fee of the land so leased; and in case of the renting of any such street or alley or tract of ground the city council may impose any such conditions as they, in their judgment, shall deem necessary, relative to reserving rights to put in, at any time, in such street, alley or tracts of ground either sewers or water mains that may be needed, and the necessary manholes, hydrants, and other appliances connected with sewers or water mains, and also any conduits that may be needed by the city itself for wires or cables to conduct electricity for any city purposes.

Sec. 3. Rental money to be paid into ward fund.—All money paid for rental under the provisions of this act shall be paid into the ward fund of the ward in which such street, alley or tract is located, or, if located in more than one ward, then into the ward funds of the respective wards in which such street, alley or tract is located in amounts proportionate to the area thereof located in each of such wards.

Sec. 4. Damages to be awarded.—If in any case where the lease of any such street, alley or tract of ground is proposed, the use of such street, alley or tract by the general public for which it was dedicated to public use is to all intents and purposes impossible, but nevertheless some persons shall be specially inconvenienced or damaged by such lease, if made, then and in every such case the commissioners referred to in section two hereof shall determine the amount of damages to which each of such persons specially damaged is entitled, and make report to the council; and said council shall require the person to whom said lease is made, and before the same is consummated, to pay to each of said persons specially damaged a sum not less than the amount determined by said commissioners, and such larger sum, if any, as the said council may determine is fairly and justly due as damages to the various persons respectively who may be specially damaged by the lease in question; provided that nothing in this act shall be construed as cutting off or abridging the right of any one damaged by such lease to apply to the courts for damages or for such other relief in such case as the courts may be empowered to grant.

Approved April 23, 1915.

CHAPTER 292—H. F. No. 900.

An Act to amend Section 5108 of the General Statutes of Minnesota for 1913, relating to protection against fires.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Not to apply to flats, etc., in Minneapolis.**—Section 5108 of the General Statutes of Minnesota for 1913, is hereby amended by adding to said section at the end thereof the following provisions:

Provided, that this law shall not apply to flats, apartments or tenements designed for single families in buildings not over four stories high, where such flats, apartments or tenements are each substantially surrounded by solid brick, stone or concrete walls and where two stairways are provided on opposite sides of such buildings from each flat, apartment and tenement, such stairways not to be more than sixty feet apart;

Provided, further, that said act shall not apply to flats, apartments or tenements designed for single families in buildings not over three stories high, where the outside walls of such buildings are of brick, stone or concrete construction and where such flats, apartments or tenements are provided with two stairways on opposite sides of such buildings from each flat, apartment or tenement; such stairways, however, not to be more than fifty feet apart.

Sec. 2. This law shall only apply to cities of the first class not governed by a home rule charter.

Sec. 3. This act shall be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 293—H. F. No. 917.

An Act prescribing the ages of girls who may be committed to the "Minnesota Home School for Girls."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Girls between 8 and 18 years to be admitted to Minnesota home school for girls.**—Any girl over the age of eight years and under the age of eighteen years, hereafter found guilty of any crime or offense for which, prior to the passage of this act, such girl, but for the fact that she was over seventeen years of age, could have been lawfully committed to the Minnesota Home School for girls, may hereafter be committed to said school.

Approved April 23, 1915.

CHAPTER 294—H. F. No. 989.

An Act to authorize the state auditor to issue duplicate of a lost state auditor's warrant, drawn on the grain inspection fund.

Whereas, it appears from the books of the state auditor that state auditor's warrant No. 8459, issued April 21st, 1900, to H. B. Moore, for the sum of one hundred sixty-three and six-one-hundredths dollars, (\$163.06) has never been presented for payment, and,

Whereas, the payee thereof, H. B. Moore, is deceased and apparently without having cashed said warrant or without having received the amount of money thereunder due, now therefore,

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **State auditor authorized to issue duplicate warrant.**—The state auditor is hereby authorized to issue a duplicate of state auditor's warrant No. 8459, issued April 21st, 1900, to Mary Moore, the widow of the original payee of the original warrant, H. B. Moore, for the sum of one hundred sixty-three and six one-hundredths dollars (\$163.06).

Approved April 23, 1915.

CHAPTER 295—H. F. No. 1069.

An Act relating to compensation to be allowed to sheriffs for boarding and caring for prisoners in all counties of the state now or hereafter having a population of not less than 215,000, and not more than 300,000 inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Ramsey county sheriff allowed \$4.00 per week for board and washing for each prisoner.**—Every sheriff in charge of a county jail in each county of this state now or hereafter having a population of not less than 215,000 and not more than 300,000 inhabitants, shall receive from the county as compensation for board and washing for prisoners the sum of \$4.00 per week for each prisoner. On the last day of each month such sheriff shall render to the county board a verified statement showing the name of each prisoner and the number of days boarded. For caring for prisoners for a fractional part of a week such sheriff shall be compensated at the same rate per week as that hereinbefore prescribed.

Sec. 2. **Inconsistent acts repealed.**—All acts or parts of acts inconsistent herewith, whether general or special, are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 296—H. F. No. 1086.

• *An Act to provide state aid for public schools and for the method of its distribution.*

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **State funds created for aid to public schools.**—For the purpose of aid to public schools there shall be established the following state funds:

(a) The Endowment Fund, which shall consist of the income on the permanent school fund.

(b) The Annual Fund, which shall consist of the sums appropriated by the legislature for special aid to public schools or departments in the schools.

(c) The Current School Fund, which shall consist of the amount derived from the state one mill tax.

Sec. 2. **Board of education to distribute funds.**—The state board of education shall distribute the annual funds and any other sums appropriated by the state to schools and libraries, in such manner and upon such conditions as will enable them to perform efficiently the services required by law, and to further the educational interests of the state. To this end the state board shall have power to fix the requirements for receiving and sharing in the state aid.

Sec. 3. **Endowment fund to be distributed semi-annually.**—The endowment fund shall be distributed semi-annually to school districts whose schools have been in session at least six months, in proportion to the number of scholars of school age who have attended school at least forty (40) days during the preceding year.

The annual funds shall be distributed as follows:

Sec. 4. **Annual distribution.**—Rural schools in session at least eight months, shall receive one hundred and fifty dollars (\$150) for each teacher holding a first class certificate. Rural schools in session at least seven months annually shall receive one hundred dollars (\$100) for each teacher holding a second class certificate.

Sec. 5. **Amount to be received by graded schools.**—A graded school in session at least nine months in the year shall receive six hundred dollars (\$600) and an additional one hundred dollars (\$100) for each grade teacher employed in excess of four, counting the principal as a teacher.

A graded school may receive an additional two hundred and fifty dollars (\$250) for each high school teacher.

The total aid to a graded school on this basis shall not exceed thirteen hundred dollars (\$1,300).

No graded school in the same district with an aided high school shall receive annual aid. This provision shall not apply to districts of ten or more townships.

Sec. 6. Amount to be received by high schools.—A high school in session at least nine months in the year shall receive annually eighteen hundred dollars (\$1,800).

Sec. 7. Additional amounts to be received for agricultural and other departments.—High, graded or consolidated schools, maintaining courses in agriculture, home training (including cooking and sewing), manual training, or commercial training, shall receive one thousand dollars (\$1,000) for the agricultural course, and six hundred dollars (\$600) for each course in home training (including cooking and sewing), manual training, and commercial training.

Aid to each of these departments shall not exceed the sums paid as salaries in the respective departments.

Sec. 8. Additional amounts to high schools maintaining training department for rural teachers.—High schools maintaining a department for training rural teachers shall receive annually twelve hundred dollars (\$1,200). A school employing more than one teacher in such department may receive not to exceed two thousand dollars (\$2,000). A school employing more than two teachers in such department and in enrolling not less than fifty students, may receive not to exceed twenty-eight hundred dollars (\$2,800.00).

Sec. 9. Amounts to be received by consolidated schools.—Consolidated schools of class A shall receive annually five hundred dollars (\$500).

Consolidated schools of class B shall receive annually two hundred and fifty dollars (\$250).

In addition to this annual aid consolidated schools shall be reimbursed for the amount reasonably expended for transportation of pupils, not to exceed two thousand dollars (\$2,000).

Districts providing school buildings for consolidated school purposes may be reimbursed up to one-fourth of the cost of such buildings, but not to exceed two thousand dollars (\$2,000).

Sec. 10. Aid for libraries.—Each school shall receive in addition to other aid, library aid amounting to ten dollars (\$10) for each teacher employed, with a maximum of twenty-five dollars (\$25) to a building, provided the district appropriates a like amount for the same purpose.

Sec. 11. Other amounts to be allowed.—Districts whose local tax levy for maintenance of schools exceeds twenty mills (20)

in any year may receive in addition to other aid, one-third of the amount raised in excess of that received from the twenty (20) mill levy with a maximum of twenty-five hundred dollars (\$2,500) to each high school, eighteen hundred dollars (\$1,800) to each graded school, and to rural schools, two hundred dollars (\$200) for each teacher.

Sec. 12. Amount to be received by rural school associated with central school.—Rural school districts associated with a central school shall receive annually fifty dollars (\$50) on account of such association.

The central school with which a rural school or rural school district is associated for the purposes herein stated shall maintain departments in agriculture and such other industrial subjects as the state board of education may require, and shall receive annually two hundred dollars (\$200) for each such associated rural school or school district.

Sec. 13. Distribution of current school fund.—The current school fund shall be distributed to school districts as follows:

The state auditor shall set aside from the current school fund an amount not to exceed one hundred and fifty thousand dollars (\$150,000) each year for the following purposes:

(a) To assist any school district which does not maintain a state high or state graded school in maintaining its public schools, when a levy of fifteen (15) mills in such district does not raise five hundred dollars (\$500) for each school in session seven (7) months during the year.

The state board of education may expend not to exceed two hundred dollars (\$200) for each such school.

(b) To make up for any deficit which may arise in payment of the annual funds to schools, or to special departments in certain schools.

(c) To pay the tuition of non-resident pupils enrolled in the industrial departments of state high, graded, or consolidated rural schools which have been designated by the state board to maintain courses and instruction in agriculture, home training, (including cooking and sewing), manual training, and commercial training, and whose residence district does not provide courses and instruction of like kind.

Sec. 14. Tuition charges.—A high school student whose residence district provides high school courses of instruction shall not be entitled to free admission to the high school of any other district except by permission of the school board of such other district, or in accordance with the rules of the state board of education.

The rate of tuition shall be fixed by the state board of education, but not to exceed two dollars and fifty cents (\$2.50)

per month for each non-resident pupil, nor more than nine (9) months in any school year.

No non-resident pupil shall be entitled to have any tuition made a charge against the state whose residence district furnishes courses and instruction in the industrial studies. Nor shall pupils from any associated district be counted for payment of tuition in the central school of the same district.

No tuition shall be charged any pupil, resident of this state, who is enrolled in the high school department of any state high or graded school, except in the industrial departments above specified.

The state board of education shall make proper rules relating to enrollment, attendance, rates of tuition, payment of the endowment and current funds, on account of such non-resident pupils.

Sec. 15. Distribution of balance.—The balance of the current school fund shall be distributed on the same basis and at the same time as the endowment fund.

Sec. 16. To be vested in state high school board under certain conditions.—In case the state board of education referred to in this act shall not be provided by law, the authority herein granted to such board will vest in the state high school board and the state superintendent of education in accordance with the provisions of existing law.

Sec. 17. Repealing clause.—All acts and parts of acts inconsistent with the provisions of this act are hereby repealed.

Sec. 18. Date act takes effect.—This act shall take effect and be in force from and after August first, 1915.

Approved April 23, 1915.

CHAPTER 297—H. F. No. 1158.

An Act to legalize certain amendments to city charters in certain cases and the acts of the officers thereunder.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Amendments to city charter of Breckenridge legalized.—In any case in any city or village in this state where amendments to the city charter of any city or village operating under home rule charter have been prepared and filed with the chief magistrate or chief executive officer of said city or village by a number of persons, not less than that required by the law purporting to be a board of free holders and to have been appointed and to have acted under Section 36, Article 4 of the Constitution of this state, and the laws of this state enacted thereunder; and said amendments to such home rule charter have been actually submitted to the qualified voters of such city

or village at a general or special election held therein; and such amendments to said charter have been ratified and adopted by a vote as required by the constitution and laws of this state at such election; and such amendments to said charter have been actually put in operation in said city or village, and the powers by such amendments conferred, have been exercised by the village or city officers, then such amendments to said charter are hereby legalized and made lawful village or city amendments to said charter, and to have the same force and effect to be of like validity as if each, all and every requirement of law for the appointment and qualification of free holders to prepare and propose the same, the preparation, proposing and filing thereof by said board of free holders, the submission thereof to the voters of said village or city and the ratification and adoption thereof by the voters of said village or city, and the certifying and filing thereof in the office of register of deeds of the county and in the office of the Secretary of State had in all things been fully complied with.

Provided, that if said amendments to said city charter have not been filed in the office of the register of deeds of the county, a copy thereof certified to by the mayor of said village or city shall be filed in said office within sixty days after the passage of this act, and if said amendments to said city charter have not been deposited in the office of the Secretary of State, a copy thereof, certified by the mayor, shall be deposited in said office within sixty days after the passage of this act.

Sec. 2. Acts of officers under amendments legalized.—All acts of officers of said village or city under such amendments shall have the same force and validity as if said amendments to said charter had originally been fully valid and legal and filed as required by the law in the office of the register of deeds and Secretary of State.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 298—H. F. No. 1182.

An Act to fix the salaries and compensation for services and travel of county boards in all counties having not less than thirty-five nor more than forty congressional townships, and having an assessed valuation of not less than fourteen million nor more than sixteen million dollars, and to provide for the payment of their expenses.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Amount to be received by commissioners of Crow Wing county.—That in all counties having not less than thirty-five nor more than forty congressional townships, and having an assessed valuation of not less than fourteen million and not more than sixteen million dollars, the several members of the county boards shall receive a salary of \$500.00 per year, to be paid in twelve equal monthly installments, which shall be in full for all services upon the county board; and each member of such county board shall also receive three dollars (\$3.00) per day for each and every day necessarily occupied by him in the discharge of his official duties while acting on any committee under the direction of the board, and ten cents per mile each way for every mile necessarily traveled in attending such committee work, and shall also be entitled to mileage of ten cents per mile each way for every mile necessarily traveled for attending meetings of the board, not to exceed twelve meetings in any one year; and in addition the chairman of the county board shall receive ten cents per mile each way for going to the county seat to sign warrants during recess of the county board.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 23, 1915.

CHAPTER 269—S. F. No. 362.

An Act to amend Sections 9 and 13 of Chapter 34 of the Special Laws of 1889, entitled "An Act to consolidate and amend the several acts relating to the municipal court of the city of Minneapolis."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Terms of municipal court in Minneapolis and proceedings relating thereto.—That Section 9 of Chapter 34 of the Special Laws of 1889 of Minnesota, be amended to read as follows:

Sec. 9. *The municipal court shall hold a regular term for the trial of civil actions on the first Tuesday of September of each year, which term shall continue from day to day with such adjournment as to the court may seem proper until the business of the term is finished, and the court may, by rule or order, appoint such terms to be held oftener or upon other days than the day above mentioned, A party desiring to place a cause upon the general term calendar for trial shall, after issue is joined, prepare a note of issue containing the title of the cause, the names and addresses of counsel and if he desires a jury so state therein, and shall serve the same upon the opposing counsel, and*

file such note of issue, with proof of service, with the clerk of the court within five (5) days after such service, and at said time pay to the clerk a jury fee of \$3.00 when a jury is demanded. If the adverse party or parties, or any of them desire a jury, the moving party having failed to ask for one they shall within the said five days file a written request therefor with the clerk and pay to the clerk the jury fee, and if a jury is not demanded as above provided, the jury shall be deemed to have been waived, and upon the filing of said note of issue, and upon the expiration of five days, the clerk shall set said cause for trial in accordance with such rules as the judges may make, not less than ten days thereafter, unless requested to in writing by both parties or a special emergency exists, and shall notify all counsel in said cause by mail of the date of such setting. The judges may by order or rule of court provide for the assigning, setting, or resetting of causes for trial, upon the calendar and the order in which they shall be heard. For all purposes other than those specifically herein provided for, the first Tuesday in each month of the year, except in the months of July and August shall be the first day of a general term of said court; provided that when the first Tuesday of any such month shall be a legal holiday, the following day shall be the first day of such general term; provided further, that the provisions of this section shall not apply to forcible entry and unlawful detainer actions.

The judges are empowered to make such rules as may be necessary and proper to make the practice and procedure in this court conform as nearly as may be with that in the district court of Hennepin county.

Civil actions in said court shall be commenced by the service of a summons as hereinafter provided. The summons must be subscribed by the plaintiff, or his attorney, and directed to the defendant, requiring him to answer the complaint and serve a copy of his answer to the person whose name is subscribed to the summons, at a place within the state therein specified, in which there is a postoffice, within ten (10) days after the service of summons, exclusive of the day of service.

The notice to be contained in the summons, the manner of service of the summons, pleadings, notices and appearances shall be the same as that required by law in the district courts of the state and the provisions of chapter seventy-seven (77), Revised Laws, 1905, so far as the same may be applicable and not inconsistent with the provisions of this act, shall apply to said municipal court, and all officers, acting by authority thereof; except that Sections 4258 to 4263, inclusive, and Sections 4319 to 4325, inclusive, Revised Laws, 1905, shall not so apply; and except that the time for demurrer and reply shall be ten (10) days in said court.

No police officer of said city shall serve, or attempt to serve, any summons, process, or paper in any civil action in said court, unless the complaint in such action shall have been previously filed with the clerk of said court, and in any case wherein such complaint is so filed said clerk shall when requested so to do, note or endorse the fact of such filing upon the back of said summons or process. And whenever any such process, summons or paper, in any civil action, shall have been delivered to any police officer for service, he shall, as soon as practicable thereafter, make proper return to said clerk whether said summons, process or paper shall have been served or not, and if not served, the reason therefor. And after the issuing of execution against the property of any judgment debtor any person indebted to such judgment debtor may pay the amount of such debt, or so much thereof as may satisfy such execution, to the officer holding such execution, and the receipt of such officer reciting the facts shall be a sufficient discharge and satisfaction of so much of said debt as is so paid over to such officer.

The pleadings in civil actions in said court shall be the same as in the district courts of the state, subject to such modifications as the court may by rule prescribe.

Said court shall also have authority to provide by rule that the plaintiff or moving party in any civil action or proceeding shall by bond, recognizance, or deposit of money with the clerk, give security for costs in such sums as the court may designate by said rule, before any summons or other process shall issue in the action.

Costs are allowed the prevailing party in actions commenced in said municipal court as follows:

To the plaintiff, upon a judgment in his favor, upon a trial upon the merits, when the amount thereof, or value of personal property recovered, exclusive of costs and disbursements, exceeds fifty (\$50) dollars, and is less than one hundred (\$100) dollars, five (\$5) dollars.

To the defendant, when judgment is rendered in his favor upon the merits, after a trial of an issue of fact, when the amount claimed in the complaint, or value of personal property in replevin, is less than one hundred (\$100) dollars, five (\$5) dollars.

To the plaintiff, upon a judgment in his favor of one hundred (\$100) dollars or more, or in actions of replevin when the value of the property is one hundred (\$100) dollars or more, when no issue of fact or law is joined, five (\$5) dollars when an issue is joined, ten (\$10) dollars.

To the defendant, when the amount claimed in the complaint is one hundred (\$100) dollars or more, upon discontinu-

ance or dismissal, five dollars (\$5); when judgment is rendered in his favor upon the merits, ten (\$10) dollars.

Costs and disbursements shall be taxed and allowed in the first (1st) instance by the clerk upon two (2) days' notice by either party, and inserted in the entry of the judgment. The disbursements shall be stated in detail, and verified by affidavits, which shall be filed.

The party objecting to any item shall specify in writing the ground of objection; and the same, in case of appeal shall be certified by the clerk, and the appeal shall be heard and determined upon the objections so certified, and none other.

Sec. 2. Selection of jurors.—That Section 13 of said chapter 34. be amended to read as follows:

Sec. 13. Trial by jury in the municipal court shall in all respects be conducted as in the district courts of said state, and all laws of a general nature applicable to jury trials in said district courts shall apply to said municipal court, except as hereinafter provided.

The judges of said court shall annually in the month of June in each year, at the court house in the City of Minneapolis, select from the qualified electors of the City of Minneapolis, seven hundred persons, properly qualified to serve as petit jurors and shall make out and certify a list thereof and forthwith deliver such list to the clerk of the municipal court, and from said list of persons to serve shall be drawn petit jurors at any time required for the transaction of business in said municipal court; provided, that if in any year such list shall not be made in the month of June, the same be done at any time thereafter; that any judges of said court may designate; and if from any cause there shall be a deficiency of persons resident in said city and properly qualified in such lists, such judge or judges may at any time, designated by them, select from the qualified electors of said city other persons to cover such deficiency and in like manner may certify and deliver to the clerk the lists of the persons so selected, when supplementary or additional lists shall thereafter stand as part of the original lists; and provided further, that the validity or legality of such selection or lists shall not be affected by the fact that any person or persons so selected may be disqualified from serving as jurors, or by the selection of a greater or less number of persons, than as specified in this act; provided further that the first selection and lists hereunder may be made at any time after the passage of this act. The petit jurors may be drawn from such list from time to time during such term as the judges or a majority thereof shall direct for the successive panels. The clerk of the court shall issue venirees for such jurors returnable at such hours as a judge or the judges of said court may direct.

No person shall be drawn as a juror oftener than once in four years.

Whenever a jury is required in a criminal case, it shall be selected from a panel so drawn. If any person duly drawn and summoned to attend as a juror in said court neglects to so attend, without sufficient excuse, he shall pay a fine not exceeding thirty dollars (\$30), which shall be imposed by the court, and be imprisoned until such fine is paid, not exceeding thirty (30) days.

Whenever deemed necessary said court shall have power to issue a special venire.

And jurors so summoned and attending as aforesaid in said municipal court shall be entitled to like compensation as jurors in the district court of Hennepin county, and shall be paid out of the county treasury of said county of Hennepin. The clerk of said municipal court shall deliver to each juror a certificate for the number of days' attendance and service and miles traveled for which he is entitled to receive compensation. This certificate of the clerk for services rendered as such juror in the municipal court shall be filed with the county auditor, who shall issue his warrant on the treasurer of the county for the amount due, which certificate shall be a proper and sufficient voucher for the issuance of such warrant. It shall be the duty of the clerk of said court to purchase and pay for from any funds in his possession and not otherwise appropriated a copy of the poll lists of the said city of the last preceding election and furnish said list to the judges for their use in so selecting the said jurors.

Any juror who has been regularly summoned to attend in said court, and who shall actually attend said court at the time named in such summons, shall be entitled to his per diem and mileage, whether he shall have actually been sworn as a juror or not.

Sec. 3. **Inconsistent acts repealed.**—All acts, or parts of acts, inconsistent herewith are hereby repealed.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 300—S. F. No. 889.

An Act amending Sections 5523, 5536, 5542, 5548 and 5552, General Statutes 1913, relating to public ditches or drainage of lands and meandered bodies of water, assessment of damages and benefits resulting therefrom.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County board given power to construct dikes or dams.—That Section 5523 of the General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

5523. The county board of the several counties, and the district court of the several districts of the State of Minnesota, shall, for the purpose of draining wet lands within their respective jurisdictions, have power to establish and cause to be constructed and maintained, public drainage systems, drains and ditches, to deepen, widen, straighten, or change the channel or bed of any river, creek or waterway, following the general direction thereof and when practical terminating therein, to extend the same into or through any city or village for the purpose of securing a suitable outlet, to drain in part or in whole meandered lakes which have become normally shallow and of a marshy character, or which are no longer of sufficient depth or volume to be of any substantial public use for fishing, boating or water supply; and where only a part of a meandered lake is to be drained, to cause to be constructed dikes or dams for the purpose of holding the water at ordinary high water mark in that part of the lake not to be drained, but no meandered lake upon which any city or village is now a riparian owner shall be drained or lowered unless by the approval of a majority vote of the legal voters of said city or village at any annual election or special election held for such purpose.

Sec. 2. Auditors may award separate contracts for furnishing of material.—That Section 5536 of the General Statutes of Minnesota 1913 be and the same is hereby amended to read as follows:

5536. Within ten days after the filing in the office of the county auditor of the order establishing a county ditch, or, when the proceedings are taken into court, then within ten days after the filing of the order establishing a judicial ditch in the office of the clerk, the auditor, in the first instance, and in the second instance, the auditors of the respective counties, meeting for that purpose at the office of the auditor of the county in which the proceedings are pending, shall proceed, as hereinafter provided, to sell the jobs of digging, and constructing the entire work, either as one job, or in one or more linear sections of one hundred feet each, each of said sections to be known and numbered by the stake, or monument set by the engineer at the foot of each such section, as shown in the engineer's report commencing at the one including the outlet, and thence in succession up the stream to the one including the source. The auditor or auditors, as the case may be, may, with the approval of the engineer, sell separately from the jobs of excavation, any jobs of building of flumes or other wood or masonry work, fencing or

other construction work specified in the engineer's report. *The auditor or auditors may, if deemed for the best interest of all concerned, let a separate contract for the furnishing of material for the construction of such system.* The auditor or auditors, as the case may be, shall contract in the name of the county, or in the name of the respective counties, as the case may be, each acting by and through its auditor, with the party to whom any of such jobs of construction work or any section or sections is or are sold, requiring him to construct the same in the time and manner, and according to the specifications, provisions and form of contract, set forth in the report of the engineer, on which the ditch is established; and shall take from him a bond in the penal sum of not less than the contract price, with not less than two freehold sureties, payable to the county, or to the respective counties, or any two or more of them as the case may be, for the use of such county or counties, as the case may be, and also for the use of all persons who may show themselves to be aggrieved or injured by any breach thereof, or of the contract for which such bond is given; to be by said auditor or auditors, as the case may be, approved, conditioned that said party shall faithfully perform and fulfill his contract and pay all damages which may accrue by reason of the failure to complete the work in the manner and within the time required in the contract therefor and otherwise conditioned as in this act provided, which bond shall include a stipulation that no change, extension, alteration or addition, to the terms of the contract or specifications shall in any wise affect the obligation of the principal or principals or sureties on said bond. The auditor of the county in which the proceedings were taken shall give notice of the letting of such contracts by publication for three successive weeks, in the official paper of such county, of the time when and the place where such contracts shall be let to the lowest responsible bidders; and in such notice shall state the approximate amount of work and the estimated cost, and shall invite bids for the work as one job, and also for any one or more of such sections, or any one or more of such construction jobs, *and if a separate contract for the furnishing of material shall be deemed advisable such notice shall contain all matters hereinbefore specified, so far as applicable, and a statement of the kind and size of tile, the number of lineal feet of each size required, and the general specifications of all other materials required, the estimated cost thereof, the time within which the same are to be furnished, with such matters as he may deem proper for the information of bidders.* And shall reserve the right to reject any and all bids, and no bids shall be entertained which exceeds more than thirty per cent of the estimated cost of the construction of the part of said work covered by said bid; nor unless accompanied by a certified check, payable to the

auditor, or to the respective auditors, as the case may be, for not less than ten per cent of the bid; and said auditor or auditors may adjourn such letting from time to time until the whole work shall be taken, and, with the approval of the engineer, may let any one or more of such sections; or any one or more of such construction jobs, when the estimated cost of the construction is more than \$3,000.00, the auditor may also advertise such letting in a trade paper; if no bids are received which can be entertained the bondsmen for the petitioners may have the right, at any time, to pay the costs of the proceedings and dismiss the same. The engineer shall attend to the letting of the work and no bid shall be accepted without his approval, as to the compliance with plans and specifications.

Sec. 3. Auditor to give notice to land owners of date of hearing of board on completion of ditch.—That Section 5541 General Statutes 1913 of Minnesota, be and the same is hereby amended so as to read as follows:

5541. It shall be the duty of the engineer, on being notified by the contractor that his job is completed, to inspect the same, and if he finds it complete according to the contract, plans and specifications, he shall report that fact to the county board and give to the contractor a certificate stating that said section or sections (by number) or other jobs of construction, are completed according to the contract, plans and specifications as set forth in the report of said engineer.

Provided, that when the work for which such certificate is to be issued, affects more than one county, proportionate certificates shall be issued to each county. *Upon the filing of such report of the engineer that any ditch or job has been completed, the board shall fix a day when it will meet or hear the same, of which meeting ten days' notice by mail shall be given by the auditor to all the land owners whose lands are assessed for benefits by the construction thereof, who are residents of the county, or whose post office address is known. Service of such notice shall be sufficient if the same is mailed ten days before the date of such hearing;* whereupon, if approved by the county board of the county or counties, as the case may be, and upon the presentation and surrender of said certificate with such approval endorsed thereon, to the auditor of the proper county or counties, said auditor shall draw a warrant on the county treasurer of his county for the proportionate amount found to be due from such county on said contract, according to such preliminary certificate, as herein provided; and that said warrant shall be paid out of the general ditch fund to be provided by the county board as hereinafter specified.

Said warrant shall become due and payable out of said fund at once, and if there shall be no cash in said fund to pay said

warrant when the same is presented the county treasurer shall endorse said warrant "not paid for want of funds," and date and sign such endorsement, and the amount of said warrant shall draw interest at the rate of six (6) per cent per annum until called in by the treasurer or auditor of said county and paid.

At any time during the progress of the work of construction, the engineer may issue preliminary certificates for work done and approved or for material or supplies furnished and delivered along the line of said proposed ditch, or otherwise delivered according to the contract therefor and to be used for the construction or installment of tile or other enclosed drains or for bridges or culverts along the line of and as a part of the said proposed ditch system; which preliminary certificates shall contain the station number or numbers of the work covered by such certificate, the actual yardage of the excavation certified, and the total value thereof according to the contract of construction, or in case the same is for material furnished, then an estimate of the total value of such material according to contract. Such certificates shall further show the percentage of such total value of the work or material to be paid by the county or counties, and if the proportion has been fixed by the district court, such certificate shall further show the proportion of such total value to be paid by the respective counties. Said certificate shall be executed in duplicate by the said engineer, or in such number as may be necessary and as many thereof marked "duplicate" shall be delivered to the contractor as there are counties affected, and such engineer shall further file one thereof with the county auditor of each county affected; provided that except as herein-after provided no engineer in drainage proceedings shall by preliminary certificate certify or recommend for payment and no county auditor shall cause to be paid a sum exceeding seventy five per cent (75%) of the total value of the work done and approved or exceeding fifty per cent (50%) of the total value of material or supplies furnished or delivered as such total value is shown by such preliminary certificate.

Except that in case the total estimated cost of construction of any drainage ditch shall exceed the sum of \$30,000.00 and the excavation work thereof shall be fifty per cent (50%) or more completed, and the contract of construction shall not be in default, the engineer may after the said excavation is 50% or more complete, issue such preliminary certificate and recommend for payment and the county auditor shall cause to be paid eighty-five per cent (85%) of the total value of such work done and approved.

Thereupon the said county auditor shall forthwith issue his warrant for such amount to be so paid, by such county, which said warrant shall be payable as hereinbefore provided, for pay-

ment of warrant issued after full completion of contract of construction.

In case where the total estimated cost of construction of any such drainage ditch shall exceed the sum of \$30,000.00 and where fifty per cent (50%) of the total amount of said excavation as shown by the engineer's report is complete and where the contract is not in default, the engineer may issue a further preliminary certificate setting forth the total value of previous construction work theretofore certified as complete by the engineer, the total amount of warrants issued to such construction contractors for such work, the total balance of sums retained by the county or counties involved, from preliminary estimates theretofore made, and the total percentage of the yardage of excavation theretofore finished and certified by engineer and the proportion of the cost of construction to be paid by the respective counties if more than one. Such further preliminary certificate shall be executed, delivered and filed by the engineer as other preliminary certificates provided for in this section and upon presentation thereof to the county auditor, such auditor shall thereupon forthwith issue to the contractors presenting the same his warrants for such county's proportionate share of 75% of the balance of such sums retained by the county or counties involved from preliminary estimates theretofore made as set forth in such further preliminary certificates provided for in this paragraph, provided that in case of ditch proceedings wherein the contract of construction has been entered into prior to the passage of this act, before the issuing and delivering of the said warrant to such contractors there shall be filed with the said county auditor the assent thereto in writing of the surety on such contractor's bond; such assent to provide that such payment upon such preliminary certificates shall not in any manner affect or reduce the liability of such surety upon such contractor's bond.

The provisions of this section shall apply to all public ditch proceedings heretofore or hereafter instituted, under any law of this state, except state and township ditches.

Provided, that no certificate or certificates of partial completion or of furnishing of material shall be furnished or delivered by the engineer unless the said certificate or certificates shall be accompanied by the engineer's written certificate that no loss will result from such partial payment. Provided, further, that the county or counties paying a preliminary estimate of the engineer on material furnished or delivered shall have a lien on the said material to the amount of all payments made thereon by such county or counties.

Provided, that the said certificate or certificates of the engineer in the matter of any county or judicial ditch proceedings

or any other estimate or certificate required under any of the drainage laws of this state to be made by him, shall not constitute prima facie, or other evidence of the truth of the contents thereof, or of the completion of any ditch or any part thereof by the contractor or otherwise, or of the fulfillment of the contract or any part thereof unless and until said certificate is approved by resolution of the county board.

It shall also be the duty of the engineer to inspect the laying of tile, excavation and all other work of construction from time to time, as provided for in the specifications and provisions in his report and as provided for in the contract for construction, and every thirty days during the progress of the work to report in writing to the county board or the judge of the district court as the case may be, as to all work completed since the last prior report, and his services for making such inspection shall be paid for at the rate and in the same way as his services in making his original survey and report.

Sec. 4. Auditor to keep separate accounts of each ditch system.—That Section 5542 of the General Statutes of Minnesota 1913, be and the same is hereby amended to read as follows:

5542. The county board of each and every county wherein any drainage ditch is proposed to be wholly or partly located and established, or wherein lands are located which are assessed for benefits by reason of the construction thereof, are hereby authorized to issue the bonds, of their respective counties in such amounts as may be necessary to defray in whole or in part, the expenses incurred or to be incurred in locating, constructing and establishing or repairing so much of any such ditch as may be located within said county; or in such relation to such county as to affect lands therein within the terms of this act. The word "expenses" shall be construed to mean and to cover every item of cost of said ditch from its inception to its completion, and all fees and expenses to be incurred in pursuance thereof. Such bonds shall be payable at such time or times not to exceed twenty years from their date, and shall bear such rate of interest not to exceed six per cent per annum, payable annually or semi-annually, all as the county board shall by resolution determine. Each bond shall contain a recital that it is issued by authority of and in strict accordance with the provisions of this act, or such bond may be in such form as the state board of investment may prescribe, and shall be signed by the county auditor, who shall keep a record thereof. Said county board shall have power to negotiate said bonds as they shall deem for the best interest of said county, but not for less than their par value. The proceeds from the sale of all such bonds shall be placed in a general ditch fund which is hereby created. *The county auditor shall keep a separate account with each drainage*

ditch system, which account shall be credited with all moneys arising from the sale of bonds, all moneys received as interest or penalties or upon liens, charges, assessments and from all other sources on account of such drainage system, and which account shall be debited with every item of expenditure made on account of such drainage system. Such county board shall provide moneys for the payment of the principal and interest of said bonds as they severally mature, which moneys shall be placed in the general ditch fund, into which fund it may transfer any surplus moneys remaining in the general revenue fund or other funds of the county which can properly be used for the purpose of this act, into which fund shall be paid all moneys received from the payment of any liens created under the provisions of this act. And such board is hereby authorized to pay drainage bonds issued under the provisions of this chapter out of any available funds in the county treasury, when the moneys on hand in the general ditch fund of the treasury are insufficient to meet the payment of bonds issued in ditch proceedings when the same mature, but the fund from which such moneys have been taken or used for the payment of bonds as they mature shall be replenished with interest at the rate of six per cent per annum from collections of unpaid assessments, for ditches, drains or water courses constructed under any proceedings had hereunder.

Sec. 5. Dates for payments of liens and interest.—That Section 5548 of the General Statutes of Minnesota 1913 be and the same is hereby amended to read as follows:

5548. That payment of such liens shall be made to the treasurer of such county, as follows:

One-tenth of such principal on or before *November 1st* subsequent to the filing of lien in the office of the register of deeds and one-tenth on the *first day of November* of each year thereafter until the whole thereof is paid.

Provided, that if in the final order establishing said ditch or at any time thereafter the judge of the district court or the county board, in his or its discretion so orders, then payment of such lien shall be made to the said treasurer as follows:

One-fifteenth of said principal on or before five years from *November 1st* subsequent to date of said filing in the office of the register of deeds and one-fifteenth on the *1st day of November* of each year thereafter until the whole amount of said principal is paid.

Except as provided in Section 5545 General Statutes 1913, the said principal lien shall bear interest at a rate not to exceed six per cent (6%) per annum payable annually on November 1st, reckoned from the date of the filing of the lien statement in the office of the register of deeds, and interest on the whole of the principal of such lien remaining from time to time unpaid

shall be paid annually on November 1st, except as hereinafter in this section otherwise provided. In case bonds shall be issued by the county then the lien shall bear the same rate of interest as such bonds.

On or before the 15th day of November next following such filing the county auditor shall for the purpose of enforcing payment of such lien, enter on a ditch lien record of said county the whole amount of such lien remaining unpaid against each respective tract of land subject thereto, and shall at the same time or before tax lists for such year are turned over to the county treasurer, compute interest as in this law provided on such unpaid amount to the first day of June following, and shall enter such interest together with the installment, if any then due on the tax lists for such year and each thereof (installment and interest) shall be collected in the same manner as real estate taxes for that year on the tract in question are collected and the county auditor shall, in same manner, each year thereafter, compute interest on amount of such lien remaining unpaid and not previously entered on tax lists of prior year or years, together with interest to the 1st day of June, and enter the same on the tax lists with such portion of the principal of such lien as shall be due, said installment and interest to be collected in the same manner as the first payment, until the whole amount of any such lien and accumulated interest shall have been so entered on the tax lists of such county and all of the provisions of law now or hereafter existing in relation to the collection of real estate taxes so far as applicable hereto are hereby adopted for the purpose of enforcing payment of such liens and installments thereof and of the interest thereon and of each of the same, but no penalty shall be added to any such installment or interest thereon in case of default in the payment thereof.

When payment of the full amount of such liens, with accumulated interest, shall thus, or at any one time be made, the auditor, upon presentation of a receipt from the treasurer to that effect, shall issue under his hand and official seal a certificate of such payment, and the same when recorded in the office of the register of deeds, shall release and discharge said lien of record.

If any items of the cost of a ditch established under this or any prior drainage law by the terms of which the cost of construction is assessed against the benefitted property or corporation, from its inception to its completion, has been or shall be omitted from the original tabular statement for assessment made and filed by the auditor, with the register of deeds, then a supplementary statement for assessment shall be made by said auditor in the same form and manner as the original statement, so far as practicable, showing such omitted costs, which supple-

mentary statement for assessment shall be filed for record in the office of the register of deeds and shall be due, payable and collectable in the same manner, time and form as if a part of the last annual installment of the original assessment.

Sec. 6. Expenditure of funds for repair of ditches and issuance of bonds for the same.—That Section 5552 of the General Statutes of Minnesota 1913, be and the same is hereby amended to read as follows:

5552. After the construction of any public drainage ditch within the State of Minnesota under any law of this state the county board of the county in which the said ditch or any part thereof is located shall keep the same or such part thereof in proper repair and free from obstruction so as to answer its purpose, *and in case there is sufficient funds to the credit of the drainage ditch so to be repaired to make such repairs such fund may be expended by the county board for such purpose without further assessment; provided that no part of such original ditch fund shall be used for repairing or cleaning such ditch until such ditch has been completed according to the original plans and specifications therefor. In case there is not sufficient funds to the credit of such drainage ditch so to be repaired, except as hereinafter otherwise provided, the county board shall pay for the same out of the general revenue funds of the county, and to raise the necessary money to reimburse that fund it is hereby authorized to apportion and assess the cost thereof upon all lands originally assessed for benefits by reason of the construction of said ditch, said apportionment and assessment to be in the same proportion as was the original assessment for benefits.*

Such county board shall make a written statement of such assessment and deliver the same to the auditor of the county who shall put the same upon the next succeeding tax duplicates of said county and who shall make and file in the office of the register of deeds, the lien statement covering the costs and expenses of such repairs in the manner so far as consistent, as provided by Sections 5543 and 5544, General Statutes, 1913, and such assessments shall be a first and paramount lien upon the lands affected, the same as state and county taxes.

In case such assessment or any part thereof is chargeable against lands in another county then the amount thereof chargeable against such other county shall by the county board of the county which has paid the same, be certified to the county auditor of such other county chargeable therewith and such last mentioned county auditor shall thereupon draw his warrant therefor in favor of and deliver the same to the county treasurer of the county which has paid the same, and such auditor drawing such warrant shall thereupon apportion and assess and file lien for the amount thereof upon all lands in his said county originally

assessed for benefits by reason of the construction of said ditch in the same proportion as was the original assessment for benefits.

The provisions of this section shall apply to all works constructed for the purpose of drainage under any law now or heretofore in force in this state including state ditches. In case of repair of state ditches by the county board the cost of the same shall be paid out of the general revenue fund of the county, and to raise the necessary money to reimburse that fund the county board is hereby authorized and empowered and it shall be their duty to appoint viewers to assess and apportion the cost of such repairs and preliminary and other expenses in connection therewith, said assessment and apportionment to be for benefits to all lands which may have been benefitted by the construction of said ditch and of any lateral or spur ditch emptying therein in proportion to such benefits.

All laws of this state in regard to county drainage ditches designating the number and qualification and duties and compensation of viewers, prescribing rules and directions governing the making of assessments of benefits and the manner and time of giving notice of meeting, governing and making, filing and the approval, change and adoption of the final report of the viewers, providing for a hearing thereon, and such other provision thereof as is necessary and is as adaptable therefor shall govern proceedings for repair of state ditches, and a statement of the assessment for repairs shall be made and such assessment levied and collected in like manner as hereinbefore in this section provided for the making of a statement of and collecting assessments for repairs of county or judicial ditches.

In case the total cost and expenses of repairing any ditch exceeds a sum equal to twenty-five (25%) per cent of the original cost of construction of such ditch, then the moneys to pay for such repairs may be obtained by the sale of the bonds of such county as provided by Section 5542 General Statutes 1913. The lien for the payment of assessments of benefits shall be payable in the same manner as is provided by law for the payment of assessments for the original construction of ditches and all provisions of law regarding the issuance of drainage bonds and the liens for benefits and the payment thereof and the filing of liens statement so far as applicable thereto shall apply to the repairs referred to in this paragraph.

Provided that if the repair of any county or judicial ditch is made necessary, or if it shall be necessary to widen, deepen or extend the same in consequence of the construction of lateral or private ditches or in consequence of the construction of other ditch or ditches which connect with or empty into said original ditch or into a lake or lakes which are drained, in whole or in part, by such original ditch, and which lateral, private or public

ditch or ditches are constructed subsequent to and not included in the assessment for such original ditch, and which increases the volume of water to be taken care of by the original ditch or which deposit sediment in the original ditch and thereby contribute to the necessity for such repair, widening, deepening or extending, or in consequence of such ditch not being constructed in the first instance of sufficient capacity to furnish adequate drainage of the land affected, then the county board shall appoint an engineer who shall make such survey of said ditch and all branches and laterals discharging waters therein, whether a part of said original ditch proceeding or not, as he may deem necessary. He shall make an itemized tabular statement of the cost of repairing said ditch, and deepening, widening and extending the same to a new or different outlet where necessary, together with a description of the lands, roads, railroads and other property if any, that may be benefitted or damaged by said deepening, widening and extending. He shall also in tabular form give the depth of cut, width at the bottom and width at the top, of all parts of said ditch that may be deepened or widened, and in case said ditch is extended to a new or different outlet, shall include in relation thereto as far as practicable all requirements of the engineer's report designated in Section 5536 of this law.

He shall make a complete report of his doings and submit therewith the necessary plans and specifications and a description of the lands over which said ditch if extended to a new and different outlet is surveyed.

Such report shall give the names of assistants and laborers and the time each was employed by or under him, together with his own time on the work and every other item of expense by him incurred in and about the work, and he shall forthwith file the same with the auditor of the county wherein he was appointed.

If the county board find from such report that such ditch is in need of such repair, widening, deepening or extending, said board shall at their first or any subsequent meeting thereafter, appoint three viewers whose qualifications shall be as herein provided, and thereupon proceedings shall be as near as practicable in conformity with the provisions of law relating to original ditch proceedings, except that the cost of such repairs, widening, deepening and extending, including all damages awarded and paid by reason thereof, shall be equitably apportioned between the lands benefitted respectively by such original ditch and those benefitted by such private, lateral, or other ditches constructed as aforesaid, in proportion to the benefits to such respective ditch systems resulting from the construction of such original ditch and of such lateral, private and subsequent ditch or ditches, the same as if such original ditch and such lateral,

private and subsequent ditch or ditches were originally one ditch system, and such viewers shall then equitably apportion and assess the portion of the cost of such repairs and expenses so determined to be borne by such private, lateral or other ditches upon the lands benefitted by the construction of such lateral, private or subsequent ditch or ditches, or by branches, thereto, in proportion to the benefits to such lands resulting from such construction, and shall likewise apportion and assess the portion of such cost determined to be borne by such original ditch upon the lands benefitted by the establishment and construction thereof in proportion to such benefits. The fact that such portion of such cost of repair, widening, deepening or extending, and such expenses respectively apportioned to such lateral and subsequent ditch system or systems, and to such original ditch system is respectively apportioned and assessed against the respective lands benefitted thereby, in the same proportion as the respective original assessment of benefits therein shall in all cases be prima facie evidence that such assessment and apportionment is made in compliance with the provisions and requirements of law.

Such viewers shall perform like duties and be governed by the same rules and restrictions in acting hereunder as is provided by law for viewers in judicial ditch proceedings, and such viewers shall within sixty days after their appointment file their report in writing with the county auditor of the county and such county auditor shall give notice of the hearing on such report as is provided by law for hearing on engineer's and viewers' report in judicial ditch proceedings. At such hearing the county board shall proceed to consider such viewers' report and adopt or modify the same and the power and authority of such county board in relation thereto shall be the same as is possessed by the judge at a final hearing on the engineer's and viewers' report in judicial ditch proceedings under the laws of this state. The same right of appeal from or review of the assessment of benefits and damages and the same procedure in relation thereto shall exist in regard to orders herein as exist by law in the case of county ditch proceedings.

After final action by the county board in relation to such assessment, the county auditor shall proceed as is in this section provided in case such assessment for repairs were made by the county board. The repairs herein provided for shall be construed to include the taking from said ditch of sediment deposited therein, the removal of obstructions therein, the widening and deepening thereof so as to answer its original purpose or so as to provide for additional flow of waters caused by other ditches or any other reason, the cutting and removal of weeds or grass from the bottom, sides, banks, or right of way of such ditch and such other changes or alteration therein as will enhance its use-

fulness for the purpose of drainage, and shall further be construed to include the extension of said ditch to a new outlet when and in case the same is found by the county board to be necessary or advisable.

Approved April 24, 1915.

CHAPTER 301—S. F. No. 117.

An Act to legalize the transfer of certain monies heretofore transferred from the ditch fund to the general revenue fund of certain counties of this state, and declaring the same to be the outstanding legal indebtedness of such county, and providing for refunding the same and returning it to the ditch funds by the issuance and negotiations of the bonds of such county or counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Transfer of money from ditch to revenue fund legalized.—Where the board of county commissioners or other officers of any county in this state shall have heretofore, pursuant to orders or resolutions of such county board, borrowed and transferred or caused to be transferred from the general, or any special ditch fund of such county, to the general revenue fund of such county, any sum or sums of money, and at the time of the passage of this act, the same has not been repaid to the fund from which it was taken, and where at the time of the passage hereof, there is not money on hand in such general revenue fund from which it was taken, and where at the time of the passage was taken, such transfer or transfers are hereby legalized and validated, and the total amount of such money so transferred from such ditch fund or funds and not re-paid, together with interest thereon from the date of such transfer, at six per cent annum, is hereby declared to be the valid outstanding indebtedness of such county, and the same or any part thereof may be refunded as hereinafter provided.

Sec. 2. Bonds to be issued to repay into ditch fund.—When the total amount of money so transferred from such ditch fund or funds and not repaid, shall have been ascertained, and a certificate showing such facts, signed by the county auditor and treasurer, shall have been filed in the office of the county auditor, the board of county commissioners of said county is hereby authorized to issue and negotiate the negotiable bonds of said county in such amount as they shall deem advisable, but not exceeding twenty-five thousand dollars (\$25,000.00), and not exceeding the amount of such sums so transferred from the ditch funds and unpaid as aforesaid, with interest thereon from the date of transfer to the time of issuance of the bonds at six per cent per annum, for the purpose of repaying into said ditch fund

or funds the amount due thereto as aforesaid; and such bonds shall be a valid charge and obligation against the said county. The proceeds of the sale of such bonds shall be placed in the ditch fund or funds from which the money was originally borrowed or in the general ditch fund of the county if one be maintained; and shall be used to meet the obligation due from such fund or funds.

Sec. 3. Bonds not to run longer than 20 years and how signed.—Such bonds shall bear interest at a rate not to exceed six per cent per annum evidenced by interest coupons, and shall mature not later than twenty (20) years from date of issuance, the term thereof to be fixed by the county board and they may be made to become due serially. They shall be issued only when duly authorized by a resolution adopted by a majority vote of the board of county commissioners, and shall be sold at a time and place fixed by resolution of such board, notice of which sale shall be given as provided by law by at least two weeks publication thereof. Sealed bids may be received, but the county board may at the time set for such sale, reject any or all bids and then and there without further notice, receive and accept one or more oral bids.

Sec. 4. Proceedings to be instituted.—No county shall be entitled to avail itself of the provisions of this act unless it shall institute proceedings to do so, by the adoption by the county board of the resolution provided for in section 3, within sixty days after the passage of this act.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 302—S. F. No. 154.

An Act to legalize judicial highway proceedings, where three weeks' posted notice of the presentation of the petition has been omitted.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain judicial highway proceedings legalized.—That in any and all cases, where a proper petition for the establishment of a judicial highway under the provisions of chapter 13, General Statutes for 1913, has been presented to a judge of any district court in this state, and an order has been made and filed in said proceeding appointing highway commissioners and said commissioners have fully performed their duties and filed their report establishing the highway as ordered by said judge, and that notice of the presentation of said petition was given as required by law, except that such notice was not posted in three

public places in each of the counties affected, such proceedings are hereby declared to be in all respects legal, valid and effective as though a notice of presentation of such petition was posted in each of such counties affected as required by law; provided, that nothing herein contained shall be construed to apply to actions now pending which involve the validity of any such proceeding.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 303—S. F. No. 186.

An Act relating to leases from the State of Minnesota of mineral lands.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Payment of lease money by co-owner in case of default.**—Upon the failure of any one of several co-owners of any lease of mineral land from the State of Minnesota which it may heretofore or may hereafter make, to pay his proportion, represented by his proportionate interest in said lease, of any annual payment or royalty payment of taxes assessed against the land covered by said lease or the improvements thereon, or the iron ore products thereof, or any personal property at any mine on said land, according to, as required by and when due under the terms of said lease or the laws of this state, any co-owner of said lease who may have heretofore or who may hereafter pay the same or any part thereof, who was not under contract obligation at the time of making said payment to make it, may after the expiration of the time fixed by said lease or the law for making said payment, give such delinquent co-owner and the other co-owners, if any, personal notice in writing or by publication for at least six successive weeks, once a week, in the newspaper published nearest the said land entitled under the laws of this state to publish legal notices, that he has made said payment, describing the lease and the land covered thereby on account of which it was made, the amount due, when due, and for what due, on account of which said payment was made and the date of making the same, and demand that said delinquent co-owner contribute his said proportionate share of said payment by paying the same together with six per cent interest thereon from the time of said payment until the time of repayment, together with the cost of said publication, to him within ninety days after the personal service of such notice upon him, or within ninety days after the completion of said publication, and that if he fails so to do that his said interest in said lease will become the property of and be forfeited to his co-owner or co-owners paying the same.

Sec. 2. **Co-owner to share in benefit of original owner.**—If said delinquent co-owner before the expiration of said time shall refuse or fail to contribute and pay his said proportionate share together with said interest and cost of publication as and when herein and in said notice provided, his interest in said lease shall thereafter become the property of and belong to said co-owner making said payment, and the other co-owners thereof, if any, who shall within ten days after the expiration of said ninety days, pay to him their share of the amount due him under said notice, represented by their respective interests in said lease, with the same force and effect as to said delinquent's interest in said lease, as if said lease as to said delinquent's interest had been forfeited and cancelled by the state of Minnesota, and a new lease on the same terms and conditions as said old lease had been issued by said state of and for said delinquent's share therein to his said co-owner or co-owners making said payment. Such co-owners so contributing and paying within said ten days shall share in the interest of said co-owner so forfeited, in proportion to their then respective interest in said lease.

Sec. 3. **Sufficiency of notice.**—The affidavit of the party making such personal service and the affidavit of the publisher of said newspaper accompanied by a duplicate original of said notice, together with the affidavit of said co-owner making said payment, that said delinquent has not paid to him the amount due under said notice within the time herein and in said notice specified with the names of the other co-owners, if any, who during said ten days contributed their proportionate share thereof may be filed in the office of the auditor of the state of Minnesota and shall constitute conclusive evidence in all courts and proceedings of the matters therein stated, except as to such as may be proven to be untrue. Said auditor shall receive, file without charge and safely keep the foregoing and all thereof which shall be open to the inspection of anyone interested therein.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 304—S. F. No. 299.

An Act authorizing and empowering cemetery associations organized under the laws of this state and which have established and are maintaining public cemeteries in any city of the first class to amend their certificate or articles of incorporation in certain particulars.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Cemetery associations permitted to amend articles of incorporation.**—The board of trustees of any cemetery

association organized under the laws of this state which has established and is now maintaining a public cemetery in any city in this state having a population of more than fifty thousand inhabitants may by resolution duly adopted by at least a two-thirds vote of its members at any authorized meeting of said board, amend its certificate or articles of incorporation in any or all of the following particulars:

(1) By providing for a board of associates, the number composing such board, the time and manner of their election and by whom they shall be elected, their term of office, their powers and duties and for the division of such board into classes, if it is so desired, with respect to the time for which they shall severally hold office.

(2) By specifying the names and addresses of the members of the first board of associates and their term of office.

(3) By providing that the management of the affairs of the said association may be vested in a board of not more than nine trustees and that such trustees may be divided into classes in respect to the time for which they shall severally hold office, or, if it is so stated, that only one trustee need be elected each year.

(4) By providing the time and manner of election of the trustees and specifying whether such trustees shall be elected by the owners of lots in the cemetery of such association, either from among themselves or from among the board of associates, or by the existing trustees from among lot owners or from among a board of associates, or by the board of associates from their own number or from the retiring trustees.

(5) By providing that any vacancy in the board of trustees, caused by death, resignation or otherwise, may be filled by the board of trustees for the unexpired term.

(6) By specifying the names and addresses of the first board of trustees and the time for which they shall severally hold office.

(7) By providing that the trustees may elect officers of the association and that the duties of such officers may be defined by the by-laws.

(8) By providing that the trustees may adopt by-laws and promulgate rules and regulations with respect to the cemetery of such association.

(9) By any other lawful provision defining and regulating the powers or business of such association and the powers and duties of its officers, trustees, associates and lot owners.

Sec. 2. How signed and filed.—The trustees shall cause such resolution to be embraced in a certificate duly executed and acknowledged by its president and secretary or other presiding and recording officers under the corporate seal of said corporation, which said certificate shall be recorded in the office of the Reg-

ister of Deeds of the county in which the cemetery of such association is located and in the office of the Secretary of State.

Sec. 3. **Application.**—This act shall not apply to private cemeteries nor to cemeteries established by religious corporations.

Sec. 4. **Further application.**—This act shall also apply to cemetery associations mentioned in section 1 of this act maintaining such cemeteries in cities existing under a charter framed pursuant to section 36 of article IV of the constitution.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 305—S. F. No. 331.

An Act authorizing the court on foreclosure of a mortgage on a leasehold estate of more than three years, covering urban property, to appoint a receiver of rents with possession of the mortgaged premises, and defining the duties of such receiver.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Court to appoint receiver of rents with possession.**—On the commencement of proceedings to foreclose, either by action or advertisement, any mortgage on a leasehold estate of more than three years covering urban property, or at any time after such commencement until the expiration of the period of redemption, the owner of any such mortgage or the purchaser at the foreclosure sale (as the case may be) may apply to the district court for the appointment of a receiver to take immediate possession of the mortgaged premises and to hold, maintain and operate the same and collect the rents and income therefrom, and apply the same in the manner hereinafter specified. The application for such receiver may be included in an action to foreclose the mortgage or may be by separate action, and if by separate action the only necessary party defendant shall be the owner of the mortgaged leasehold at the time of the commencement of the action.

Sec. 2. **Default to be shown.**—The court shall appoint the receiver on a showing that default has been made in any of the conditions of said mortgage, without any further evidence and without regard to the solvency or insolvency of the person liable for the debt secured by said mortgage. The appointment shall be made without notice on a showing to the court that the danger of termination or forfeiture of the leasehold estate covered by said mortgage is imminent or that waste of the same is being committed, or that the owner of said leasehold cannot be found within the state. The mortgagee may be appointed receiver in the discretion of the court.

Sec. 3. Receiver to furnish bond.—Before entering upon his duties the receiver so appointed shall file in court a bond for the faithful performance of such duties on his part. Said bond shall run to the owner of the mortgaged leasehold and shall be in such sum as the court shall determine and with such surety or sureties as shall be approved by the court.

Sec. 4. To enter into possession after filing of bond.—After filing the bond above mentioned the receiver shall enter into possession of the mortgaged premises and collect all the rents and income therefrom, and shall apply the same to the payment of the expenses of the receivership and to the payment of all sums of money necessary or proper to preserve and protect said leasehold estate, and to maintain and operate the mortgaged premises, and shall pay the surplus (if any) to the owner of the mortgaged leasehold at the termination of the receivership. The receiver may make any or all such payments on his own motion or may make the same in pursuance of an order of the court. Said expenses shall include reasonable attorneys' fees and receiver's fees to be fixed by the court.

Sec. 5. Receiver to file account for approval.—At the termination of the receivership for any cause the receiver shall file his account in said court. On the approval and confirmation of such account the receiver shall dispose of the funds in his hands in accordance with the order of court, and shall thereupon be entitled to a discharge by order of court, freeing and releasing him from all further liability on account of such receivership.

Sec. 6. Not to limit certain rights and remedies.—The provisions of this act shall in no manner detract from or limit the rights and remedies of the mortgagor or mortgagee respectively now or hereafter provided by law.

Sec. 7. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 306—S. F. No. 398.

An Act to legalize foreclosure sales heretofore made.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain mortgage foreclosure legalized.—Every mortgage foreclosure sale by advertisement heretofore made in this state under a power of sale in the usual form contained in any mortgage executed under the laws of the State of Minnesota, and recorded in the office of the register of deeds of the proper county in this state, is together with the record of such sale, hereby legalized and made valid and effective to all intents and purposes as against the following objections, viz:

1. That the hour, book or page of the record of said mortgage or any assignment thereof in the office of the register of deeds is incorrectly stated in the notice of sale or in any of the foreclosure papers, affidavits or instruments;

2. That the date of the mortgage or any assignment thereof, or the date of the filing for record or either, is incorrectly stated in the notice of sale or in any of the foreclosure papers, affidavits or instruments;

3. That the notice of sale was served upon the occupant of the mortgaged premises by leaving a copy thereof with a member of the family of said occupant of suitable age and discretion then resident upon said premises, but who at the time of such service was not upon said premises;

4. That the power of attorney to foreclose the same, provided for by Section 8119 of the General Statutes of Minnesota for 1913, had not been executed and recorded prior to such foreclosure sale, but has since been executed and recorded prior to the passage of this act;

5. That the acknowledgment upon the power of attorney to foreclose such mortgage was taken and certified by a notary public who was also one of the attorneys named in such power of attorney to foreclose such mortgage;

6. That the sheriff's certificate of sale and the affidavit of costs and disbursements of the foreclosure, were not filed in the office of the register of deeds of the proper county within the time required by law, but have been filed and recorded in said register of deeds' office before the passage of this act;

7. That the power of attorney authorizing an attorney to foreclose any such mortgage was made and executed by a person, persons, co-partnership or corporation, their successors or assigns, being at the time of the execution of said power of attorney the owner and holder of said mortgage, but not being at said time the record owner thereof;

8. That the foreclosure sale notice stated a sale day falling on a legal holiday, and said foreclosure sale was held by the sheriff or his deputy of the proper county on a legal holiday;

9. That the mortgage foreclosed or the record thereof is defective by reason or having no witnesses, or only one witness, or has no scroll for a seal, or has a defective certificate or acknowledgement, or has no certificate of acknowledgement;

10. That the power of attorney provided by Chapter 262, General Laws 1897, Section 4461, Revised Laws 1905, and Section 8119 General Statutes 1913, has not been executed and recorded as provided by law, and a written instrument of ratification signed and acknowledged by the party owning and foreclosing such mortgage, ratifying all acts done by the attorney or attorneys conducting such foreclosure, and stating therein that such foreclosure was

authorized by such owner, and the same recorded prior to September 1, 1915, in the office of the register of deeds of the county in which such foreclosure was held.

Sec. 2. Not to affect pending actions.—The provisions of this act shall not affect any action or proceeding now pending in any of the courts of this state.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 307—S. F. No. 498.

An Act to provide for the necessary expenses of blind students in universities, colleges and conservatories of music.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Blind students to receive \$300 expenses while at universities, colleges, etc.—That any blind person who is, and for five (5) years immediately preceeding the making of his application for aid under this act has been, a resident of this state, and who is a regularly enrolled student pursuing any course of study, profession, art or science in any university, college, or conservatory of music, approved by the board of directors of the Minnesota School for the Blind, may in the discretion and under the direction of the said board, receive a sum or sums of money not exceeding Three Hundred Dollars (\$300.00) in any one year, for the purpose of defraying his necessary expenses, including those of a reader, while in attendance upon such university, college or conservatory, such expenditures to be made from the appropriations for the current expenses of the Minnesota School for the Blind, provided that not more than five (5) such blind persons shall receive such aid in any one year.

Sec. 2. This act shall take effect and be in force from and after August first, 1915.

Approved April 24, 1915.

CHAPTER 308—S. F. No. 585.

An Act to legalize and validate the defective execution of chattel mortgages and the filing thereof in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Defective execution of chattel mortgages legalized.—That in all cases where chattel mortgages have heretofore been executed between the first day of January, 1911, and the first day of January, 1914, which were attested by only one subscribing witness, and have been actually filed with the register

of deeds of the proper county, and in all cases where such chattel mortgages have heretofore been actually filed in the office of the clerk or recorder of the proper town or municipality, all such chattel mortgages and the filing thereof are hereby legalized and confirmed. All of such instruments so filed shall in all respects have the same force and effect as they would have if such original instrument at the time they were so filed had been duly attested by two subscribing witnesses, and duly certified copies thereof may be read in evidence in any court in this state with the same effect as the original.

Provided, that nothing in this act shall be held to apply to any action heretofore commenced or now pending in any court in this state; nor in any manner apply to any one in good faith acquiring any interest in any property included in any such mortgage subsequent to the delivery of such mortgage, and prior to the taking effect of this act.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 309—S. F. No. 590.

An Act to amend Chapter 51, General Laws of 1913, being an "Act to prevent fraudulent advertising" and providing for the prosecution and punishment for the violation thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Misrepresentation in advertising a misdemeanor. Any person, firm, corporation or association who, with intent to sell or in any wise dispose of merchandise, securities, service, or anything offered by such person, firm, corporation or association, directly or indirectly, to the public, for sale or distribution, or with intent to increase the consumption thereof, or to induce the public in any manner to enter into any obligation relating thereto, or to acquire title thereto, or any interest therein, makes, publishes, disseminates, circulates, or places before the public, or causes, directly or indirectly, to be made, published, disseminated, circulated, or placed before the public, in this state, in a newspaper or other publication, or in the form of a book, notice, handbill, poster, bill, label, circular, pamphlet, or letter, or in any other way, an advertisement of any sort regarding merchandise, securities, service or anything so offered to the public, which advertisement contains any assertion, representation or statement of fact which is untrue, deceptive or misleading, shall be guilty of a misdemeanor.

Sec. 2. To be enforced by dairy and food commissioner.—*The duty of a strict observance and enforcement of this law and*

prosecution for any violation thereof is hereby expressly imposed upon the Dairy and Food Commission of the State of Minnesota, and it shall be the duty of the county attorney of any county wherein a violation of this act shall have occurred, upon complaint being made to him, to prosecute any person violating any of the provisions of this act.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 310—S. F. No. 630.

An Act to promote the development of suburban railways and allowing them upon just compensation the joint use of other street railway tracks and accessories in cities and villages.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Suburban railways may be granted franchise for carrying freight, etc.**—The governing body of any city or village may by a revocable license, or by a franchise duly approved by the electors in accordance with its charter, permit a suburban railway using other than steam power to enter such city or village for the purpose of carrying passengers, baggage and light freight. Such license or franchise shall specify its terms and conditions and shall designate the route to be followed, but shall not be construed as a contract between the parties.

Sec. 2. **Compensation to be fixed by railroad commission.**—Where the designated route is already provided with tracks and other equipments, said suburban railway and the corporation owning or controlling said tracks and equipments may enter into an agreement for the joint use thereof upon equitable terms. Upon the failure of the interested parties to agree among themselves, the State Railroad and Warehouse Commission, when applied to by either party or by the city or village council, shall hear the matter and by an order fix the rate of compensation to be paid by such suburban railways for the use of the tracks, overhead wires, electric current and other accessories to be used in the operation of such suburban railway under the schedule established and the license or franchise granted by such city or village, and such suburban railway shall thereupon be entitled to the use of said tracks, overhead wires, electric current and other accessories under the terms of said order, and may enforce said right by mandamus proceedings in the courts of this state.

Sec. 3. **Cars and equipment to be furnished by suburban railways.**—That said suburban railways shall provide for operation within such city or village limits, cars and equipment substantially similar to the cars and equipment used by the street

railways operating upon the tracks over the route so designated, and while operating upon such street railway tracks, shall comply with and be subject to all ordinances, laws, traffic rules, time schedules and regulations applicable to such street railways as the city council or other governing body may from time to time adopt, except where such suburban railways are specifically exempted by any such council from compliance with any ordinances or other municipal regulation of such city or village.

Approved April 24, 1915.

CHAPTER 311—S. F. No. 759.

An Act empowering cities of the fourth class to regulate and fix the terms and conditions upon which any person or corporation not operating under a written franchise or license from such city, may sell, conduct or convey electricity or electric current, in or through such city, or use the streets, alleys or public grounds of such city, in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Cities of fourth class given power to fix rates for electric service.—In all cities of the fourth class in this state where any person or corporation sells, conveys or delivers electricity or electric current that is manufactured, created or obtained in another state and where such person or corporation occupies or uses any of the streets, alleys or public grounds of such city for the purpose of erecting or maintaining any towers, masts, poles, wires or conduits therein for the purpose of conveying or conducting electricity or electric current, or conducts or conveys electricity or electric current into or through such city, without having a written franchise, license or authority from such city therefor, the city council or governing body of such city may, by resolution, at any regular or special meeting thereof, name, fix and regulate an amount in money that such person or corporation shall pay into the city treasury of such city each month for the privilege of so doing, or so using such streets, alleys or public grounds.

Sec. 2. Resolution to fix amount.—Such resolution shall state and fix the amount of such monthly payments and the time and manner of paying the same and the amount so stated and fixed shall be a legal charge against any such person or corporation and may be recovered by such city in a civil action in any court having jurisdiction.

Sec. 3. Vested rights not granted.—Nothing herein contained shall be construed as granting to any such person or corporation any vested rights, license or authority in such city, or to prevent any such city from at any time causing the removal from

the streets, alleys and public grounds thereof of any and all towers, masts, poles, wires or conduits, of such person or corporation.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 312—S. F. 840.

An Act providing for the payment of the allotments of the state road and bridge funds for the years 1915 and 1916, to certain counties, without expenditure by such counties of any of their own funds in the construction of state roads.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Counties without funds to receive share of state road and bridge fund.**—Any county that is without funds available for the construction or improvement of state roads during the years 1915 and 1916 shall receive the share of the state road and bridge fund allotted to such county for said years though such county does not expend during such years any money from its own funds for the construction or improvement of state roads; provided, however, that the money so allotted and paid to any county, in excess of so much thereof as shall be an installment or installments of state aid for the construction or improvement of a state rural highway heretofore constructed, shall be used and expended by any such county only in the construction or improvement of roads and bridges in a manner and according to plans and specifications therefor, to be approved by the state engineer.

On the completion of any such work and the certification of the amount of the expense thereof to the Highway Commission, the latter shall pay to the county the amount thereof; provided the aggregate amount of such payments during any one of the years named shall not exceed the amount of the allotment to any such county after deducting from such allotment any installment due such county on account of the state's share of the construction or improvement of any state rural highway.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 313—S. F. No. 853.

An Act relating to the compensation of village officers in villages having a population of more than five thousand, or having an assessed valuation of more than one million, five hundred thousand dollars.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. President and trustees to receive annual salary of \$100.—In all villages of this state, now or hereafter having, according to the then next preceding federal or state census, a population of more than five thousand inhabitants, or having, according to the state records for the then next preceding year, an assessed valuation of more than one million, five hundred thousand dollars, the president and trustees shall receive an annual salary of One Hundred Dollars for their services as such officers.

Sec. 2. This act shall take effect and be in force from and after May 1, 1915.

Approved April 24, 1915.

CHAPTER 314—H. F. No. 30.

An Act legalizing certain conveyances of land heretofore made by husband acting under a power of attorney from the wife.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Conveyance by husband acting under power of attorney from wife legalized.—No suit at law or proceeding in equity in any of the courts of the State of Minnesota, shall be brought to set aside any conveyance of land situated in the State of Minnesota, which said conveyance was made, executed and delivered prior to January 1, 1915, and was made by a husband for and on behalf of his wife acting under and by virtue of a power of attorney, made, executed and delivered by such wife to her husband unless such action at law or proceeding in equity is commenced on or before the first day of January, 1916, and all such conveyances in which such an action or proceeding is not commenced prior to January, 1916, are hereby legalized and declared to be legal conveyances of all of the right, title and interest of said wife and husband in and to such land to the purchaser thereof; provided, that the said power of attorney and conveyance have been duly recorded in the office of the register of deeds of the county wherein the said land is situated, for more than ten years prior hereto, and provided that the provisions of this act shall not apply to or in any manner affect the title to any land, the title to which is now in litigation.

Approved April 24, 1915.

CHAPTER 315—H. F. No. 125.

An Act relating to village and town elections.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Village or township officers may be elected under Australian ballot system.—The village council of any village or the

town board of any township in this state may by resolution or ordinance at least thirty days before the date of any election for village or township officers to be held therein, resolve or ordain that all elections of village or township officers in said village or township shall be held and conducted under the so-called "Australian Ballot System," until otherwise determined by ordinance or resolution by said village council or Town board, and after the adoption of such resolution or ordinance all elections of village or township officers in said village or township shall thereafter be held and conducted under said "Australian Ballot System," as provided by law for general elections in this state, as far as practicable. This shall relate to no preliminaries of such elections except the filing of candidates and the preparation of ballots as hereinafter provided.

Sec. 2. Filing of candidates and fees.—Candidates for such offices shall file an affidavit at least one week before election with the village recorder or the town clerk, as the case may be, paying to such officer a fee of one dollar (\$1.00). Such affidavit shall be substantially as provided by Chapter 2 of the Laws of 1912, relating to non-partisan officers. There shall be no primary election, but the filing of such affidavits shall be a pre-requisite to having the name of the candidate placed on the official ballot for the general village election. The village recorder shall prepare and have printed, at the expense of their respective municipalities, the necessary tally sheets and ballots for such election. The ballots shall be printed on yellow-tinted paper, but without the fac-simile of the signature of the county auditor. The ballots shall contain no party designation of any candidates, and the names of the candidates for each office shall be arranged on the ballot alphabetically, according to the surname of such candidates. The ballots shall be counted, tallied and preserved as in general elections, except that the village recorder or town clerk, as the case may be, shall be the final custodian of such ballots, of his respective municipality. A sample ballot shall be posted at the place of election at least two (2) days before such election by the officer whose duty it is to prepare such ballot.

Sec. 2½. Registration days to be provided for.—The Village council or town board, as the case may be, may also provide in such resolution or ordinance that there be two registration days preceding every such election, one of which shall be three weeks prior to the election day, and the other one week prior thereto. The board of election may act as the registration board, and such board shall be designated in time to so act.

Sec. 3. General election law penalties to be in force.—All of the provisions of laws now in force relating to offenses and penalties in connection with general elections are hereby made applicable to village elections.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 316—H. F. No. 101.

An Act authorizing cities of the third and fourth class in this state to levy and assess a half mill tax for the purpose of providing musical entertainments in public buildings or upon public grounds.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Cities of third and fourth class to levy tax for musical entertainments.**—That the governing body of any city of the *third* or *fourth* class in this state, is hereby authorized to annually levy a half mill tax against the taxable property in such city for the purpose of providing musical entertainments to the public in public buildings or upon public grounds; provided, however, that in any such city the total sum that may be levied or expended in any year shall not exceed the sum of Five Hundred (\$500.00) Dollars.

Approved April 24, 1915.

CHAPTER 317—H. F. No. 376.

An Act providing for the disposition of fines imposed upon railroads or other common carriers for abandoning or tearing up their tracks.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Fine to go to municipalities.**—Whenever a railroad or other common carrier is fined on account of an abandonment or tearing up of its tracks, or any part thereof, such fine shall go to such municipalities as have been injured by such action through disturbance of their manufacturing or business interests or otherwise.

Sec. 2. **Disposition to be made by district court.**—The disposition of such fine shall be determined by the district court of the district in which the prosecution was conducted and shall be heard as are ordinary civil actions upon petition of such municipalities setting forth the facts, but no such petition shall be filed later than six months after the payment of such fine. Such fines shall not be turned into the state treasury until such petitions, if any, have been disposed of and shall be distributed in accordance with the judgment of the court.

Sec. 3. **To apply to fines paid since Jan. 1, 1915.**—This act shall apply to any fines paid since January 1, 1915, irrespective of

when prosecution was instituted, provided that petition be filed within six months after this act goes into effect, and to provide for such cases the sum of two thousand dollars (\$2,000) is hereby appropriated out of any moneys in the state treasury not otherwise appropriated, and upon presentation of a certified copy of the judgment of any district court showing any municipality to be entitled to any such fine, or part thereof, the state auditor shall draw a warrant upon the treasurer in favor of such municipality for the amount named in said judgment.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 318—H. F. No. 457.

An Act relating to co-operative or assessment casualty companies or associations.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **\$25,000 reserve fund required of assessment companies.**—No casualty company or association organized under the co-operative or assessment laws of this state not having a reserve of at least \$25,000.00 on deposit with the commissioner of insurance of this state shall issue policies or contracts providing for the payment of endowments of any kind.

Approved April 24, 1915.

CHAPTER 319—H. F. No. 461.

An Act providing that current tax receipts shall contain certain information regarding apportionment of taxes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Tax receipts to state apportionment of taxes.**—The county treasurer of each county shall cause to be printed, stamped or written on the back of all current tax receipts, a statement showing the number of mills of the current tax apportioned to the state, county, city, village, town or school district.

Sec. 2. **Effective Jan. 1, 1916.**—This act shall take effect and be in force from and after January 1, 1916.

Approved April 24, 1915.

CHAPTER 320—H. F. No. 524.

An Act to authorize villages acting under the General Laws to fund their floating indebtedness in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Certain villages permitted to fund their floating indebtedness.**—That any village of this state, acting under the general laws thereof, having a floating indebtedness at the time of the passage of this act, exceeding Five Thousand Dollars, is hereby authorized and empowered to fund such floating indebtedness in the manner provided in Sections 1932 and 1933 of the General Statutes of 1913; provided that such funding bonds so issued with the bonds already issued by said village do not make the net indebtedness of said village, as defined in Section 1848 of said General Statutes, exceed fifteen per cent of the assessed valuation of real estate therein.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 321—H. F. No. 535.

An Act authorizing boards of county commissioners to enter into contracts for the care and support, at county poor houses of certain persons not paupers.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **County boards to contract for care of persons other than paupers.**—The board of county commissioners of any county now or hereinafter maintaining a poor house for the reception and support of poor persons chargeable on such county are hereby authorized to enter into contracts for the support and care at such poor house of aged and decrepit persons or indigent persons who are then actual residents of said county, for a stipulated sum per week, provided, however, that said sum shall be one amply sufficient to fully reimburse the county, unless such person is an indigent person, and provided further that the county board shall have the privilege and right to terminate such contracts whenever such board may deem it for the best interest of the county so to do.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 322—H. F. No. 712.

An Act requiring the recording of ordinances and resolutions of cities and villages for acquiring, creating, opening, widening, and vacating streets, alleys, or public places.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Ordinances and resolutions of city and village councils to be recorded.—A copy of every ordinance, resolution, or other act of the governing body of every city or village, hereafter adopted, acquiring, creating, opening, widening, vacating, or in any way changing or altering any street, alley, or public place or way, duly certified by the clerk of such city or village or by the person who is required by such city or village to keep a record thereof, shall be recorded in the office of the register of deeds, or registrar of titles, as the case may be, of the county in which the lands, or any part thereof, affected by such action of such governing body, is situated; the title to no real property described in such ordinance, resolution or other act of such governing body, shall be affected thereby, unless the same is recorded as above provided.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 323—H. F. No. 886.

An Act to validate and legalize certain warrants issued by cities under ten thousand inhabitants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Certain city warrants legalized.—That all warrants drawn and issued by any city in this state having less than ten thousand inhabitants upon any fund, between November 1st, 1913, and the 10th day of March, 1915, be and the same are hereby legalized and declared valid. Provided that the provisions of this act shall not apply to any action or proceeding now pending in any of the courts of this state.

Sec. 2. This act shall take effect and be in force from and after the date of its passage and approval.

Approved April 24, 1915.

CHAPTER 324—H. F. No. 907.

An Act creating and establishing a state reformatory for women, authorizing the State Board of Control to select and acquire for the state a suitable tract of land to be used as a site for the purpose, appropriating money therefor, and directing said

board of control to prepare plans and estimates for the necessary buildings and improvements, for submission to the legislature of 1917.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. State reformatory for women.—There is hereby created and established a separate institution for the care, training and education of women, to be known as the State Reformatory for Women. Any woman over the age of eighteen (18) years convicted by any court or magistrate of petty larceny, of vagrancy, habitual drunkenness, of being a common prostitute or frequenting disorderly houses or houses of prostitution, or any woman over the age of eighteen (18) years convicted of a felony, may be sentenced and committed to the State Reformatory for Women, which sentence shall be without limit as to time. The commitment and accompanying papers shall be the same as upon a sentence to the state reformatory for males. Such imprisonment shall not exceed the maximum term and may be terminated by the board of parole at any time after the expiration of the minimum term provided by law for the crime.

Sec. 2. Board of Control to invite bids for and select site.—As soon as practicable after the passage of this act, the Board of Control of this state shall invite in such form or manner as its members may deem best, proposals for a site for said State Reformatory for women hereby created and established of not less than one hundred and sixty (160) acres, situated in any county in this state, and in selecting such site said Board of Control shall consider, among other things, the healthfulness of the location, the character and quality of the soil, facilities for drainage, the quality of the water supply, the market value of the site offered, and its convenience to railroad transportation and to the needs of the state.

Sec. 3. Title to be secured.—When said Board of Control or a majority of its members has selected the site, in the way and manner provided in the preceding section hereof, said Board of Control shall, without unnecessary delay, proceed to acquire an unincumbered title in fee simple thereto in the name of this state, either by a gift or by grant or purchase, and if by grant or purchase shall pay therefor such sum as said Board of Control shall deem to be the reasonable market value thereof, which payment shall be made out of the money hereinafter appropriated, upon the execution and delivery of a deed therefor vesting in the state the title of said land in fee simple; but if no site is proposed or offered which meets with the approval of the said Board of Control (or a majority of its members), or if such a site is offered and agreed upon, but said Board of Control is unable to purchase the same at what said Board of Control deems to be its reasonable market value, then the said Board of Control shall forthwith invite

further and additional proposals and shall so continue until a site has been proposed and offered which meets with the approval of the said Board of Control (or a majority of its members) and which can be purchased at what said Board of Control deems to be its reasonable market value, or less.

Sec. 4. Plans and estimates to be prepared and submitted to 1917 session of legislature.—When a site for said state reformatory has been acquired by the state, it shall be the duty of the Board of Control of this state to cause to be prepared plans for and estimates of the cost of the necessary buildings and improvements for same, and it shall submit such plans and estimates to the legislature of 1917, with its recommendations thereon. The plans and estimates shall be based on what is known as the “cottage plan,” in order that the inmates of said reformatory may be properly classified and grouped and their occupations and training diversified.

Sec. 5. Financial and general control given to Board of Control.—The financial control and general supervision of said State Reformatory for Women hereby created and established, shall be and hereby is vested in the Board of Control of this state as now provided by law in respect to other state institutions; and said Board of Control is hereby vested with power and authority to appoint a superintendent and such other officers and employes as said Board of Control may deem necessary and proper for the due administration of the affairs of said Reformatory for Women, and may prescribe their duties, and may fix their compensation; and said Board of Control is also hereby vested with power and authority to make and establish such rules and regulations for the government and management of said Reformatory for Women, and for the education, employment and training, discipline and safekeeping of the inmates thereof as may be deemed by it to be expedient and proper; provided, that all the officers of said reformatory shall be women.

Sec. 6. Advisory board of five women.—The advisory board of five women heretofore known as the “Board of Women Visitors of the Minnesota Home School for Girls,” which board shall hereafter be known as the “Board of Women Visitors,” shall advise with the said Board of Control with reference to the architecture and the arrangement of the buildings erected under the provisions of this act; to visit said reformatory at or about the time the buildings therefor are completed, and report to and advise with said Board of Control as to the style and character of the furnishings thereof, and fixtures to be placed therein, and upon such other matters as the said Board of Control may deem necessary.

Sec. 7. Visitors to inspect institution twice a year.—It is hereby made the duty of said board of visitors to visit said reformatory at least twice in each year, at such time as the members of

said board may deem best; to carefully inspect the buildings at each visit, and carefully examine into the condition thereof—sanitary and otherwise; to inquire into the treatment and condition of the women therein; and for this purpose may examine any or either of said women separate and apart from any of the officers of the said reformatory; and as soon as may be, after each visit, to report, in writing, to the Board of Control, making in connection therewith such recommendations as to said board of visitors shall seem meet and proper, in order to promote and conserve the best interests of the said reformatory and the inmates thereof.

Sec. 8. To serve without compensation, but to receive expenses.—The members of the said board of visitors shall serve without compensation, excepting that they shall receive and be paid their expenses necessarily incurred in the performance of their said duties, their expenses to be audited by the said Board of Control and paid out of any appropriation made for such state institutions and debited to the account thereof.

Sec. 9. \$30,000 appropriated.—For the purpose of carrying out the provisions of this act, the sum of thirty thousand (30,000) dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the state treasury not otherwise appropriated.

Sec. 10. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 325—H. F. No. 918.

An Act to provide ways to give employment to persons who have received treatment at the state or a county sanatorium for consumptives for at least three months, and to give them a preference in the performance of labor in reforestation of state lands or such other labor as will be approved by the superintendent of said institution and the advisory board.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. State forester to give employment to sanatorium inmates.—The state forester is hereby authorized and directed that in the employment of labor whenever it is necessary to reforest the state lands of the state, or to perform such other labor as will by him be deemed proper in the care of such land, he shall consult the superintendent of the State Sanatorium for Consumptives and find from such superintendent, those persons who are able to perform labor who have received treatment at said sanatorium or county sanatorium for three months and shall in the employment of such laborers give preference to those who are in his judgment competent to perform such labor.

Sec. 2. **Compensation to be same as to other persons.**—The compensation to be paid for such labor shall be the same as that received by others for like services.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 326—H. F. No. 1068.

An Act to authorize county commissioners in counties containing twenty-five thousand inhabitants or less to appropriate money to aid in the maintenance or erection of hospitals in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **County commissioners authorized to aid in the maintenance or erection of hospital.**—The board of county commissioners in any county in this state containing twenty-five thousand inhabitants, or less, is hereby authorized to appropriate from the general revenue fund of such county a sum not exceeding Forty Thousand Dollars in any one year to aid in the maintenance or erection of a hospital within such county.

Sec. 2. **Commissioners may require a bond from hospital authority.**—Before any such appropriation shall be made in any county under the provisions of this act, the board of county commissioners of such county may, in their discretion, require a bond on the part of the authorities of such hospital in a sum of at least the amount of the appropriation with sureties to be approved by such board, conditioned that such hospital shall be operated in a first class manner for the year for which said appropriation is made, or for such further time as such board may require, and that the authorities of such hospital shall receive at such price or compensation as may be fixed and agreed upon by and between such board and the authorities of such hospital at or before the time of the giving of such bond, all patients who may be a charge or dependent upon such county.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 327—H. F. No. 1152.

An Act fixing the times of holding general terms of the district court of the first judicial district of the State of Minnesota. Terms of court in Goodhue and Dakota counties.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Terms of court in first judicial district.—The general terms of the district court of the first judicial district of the State of Minnesota shall be held as follows:

In Goodhue County—The second Monday in March and the first Monday in October each year.

In Dakota County—The first Monday in May and the second Monday in November each year.

Sec. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after August 1st, 1915.

Approved April 24, 1915.

CHAPTER 328—H. F. No. 1165.

An Act authorizing cities of over 50,000 inhabitants not governed under a home-rule charter to appropriate and use certain good road funds for defraying the cost of paving on the public streets and avenues in such cities.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minneapolis authorized to use road fund for defraying cost of paving.—Each city of this state now or hereafter having over fifty thousand inhabitants and not governed under a charter adopted pursuant to section 36, article 4 of the state constitution is hereby authorized and empowered, acting through its city council, to appropriate an amount not exceeding fifteen thousand dollars from the so-called good roads funds of the city heretofore raised by taxation under and pursuant to Chapter 368, General Laws of 1909, and Chapter 175, General Laws of 1913, and to use such amount not exceeding fifteen thousand dollars for the purpose of defraying the cost of paving any of the public streets or avenues in such city laid and constructed during the year 1914, in such manner and to such extent as the city council of such city shall deem best, notwithstanding any express or implied limitations in either of said acts to the contrary, and to annul and cancel in whole or in pro rata parts according to frontage the special assessments made on abutting property for the cost of such paving to an amount not exceeding fifteen thousand dollars, and to authorize and require the county auditor of the county in which such city is situated to cancel upon the tax lists and tax books in his office and in the office of the county treasurer the special assessments or portions thereof canceled and annulled by the city council pursuant to this act. The amount of any portions of any such assessments so canceled by the city council which shall be paid by owners of abutting property assessed therefor may be refunded and repaid from said amount of fifteen thousand

and dollars appropriated as herein provided to such owners respectively paying such assessments, and the remaining balance of said amount of fifteen thousand dollars so appropriated as herein provided equal to the amounts of any and all portions of any such assessments so canceled by the city council and not paid by owners of abutting property assessed therefor may be transferred by the city council and credited to the permanent improvement revolving fund of the city to reimburse said fund in whole or in part for the cost of such paving.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 329—H. F. No. 1174.

An Act to provide, in behalf of non-partisan candidates, challengers of illegal voters.

Be it enacted by the Legislature of the State of Minnesota.

Section 1. **Challengers for non-partisan candidates to be appointed by mayor or president of council.**—The mayor of any city or the president of any village shall appoint challengers of illegal voters at elections in each precinct whenever such challengers, or any challenger, shall be petitioned for by the voters of any group supporting any non-partisan candidate or candidates, and the petition of such group shall be for only one person and signed by not less than one-fifth ($1/5$) of the legal voters of such precinct who have not signed any other petition for the appointment of a challenger; and said challengers so appointed shall be the first persons so petitioned for and they shall have all the rights and powers which the challengers representing parties have under the general election law at elections at which party candidates are voted for.

Approved April 24, 1915.

CHAPTER 330—H. F. No. 1180.

An Act to authorize cities of the fourth class to make contracts with adjoining municipalities for the improvement of public highways or streets connecting such cities with adjoining municipalities, or delegate its authority to make such contracts to such adjoining municipality.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Fourth class city may delegate authority to improve highway to adjoining municipality.**—Any city of the fourth

class in this state may delegate to an adjoining municipality the authority to improve any public highway within such city connecting it with such an adjoining municipality or it may make a joint contract with such adjoining municipality for the improvement of such highway, under the joint supervision of both municipalities.

Sec. 2. Authority for payment of money by city delegating authority.—If the authority to improve such highway is delegated to any adjoining municipality by such city it may cause to be paid over from time to time for such improvement during the progress thereof or upon the completion thereof, to such municipality or such contractor as may make such improvement, any money that such city may have in its treasury available for the payment of such improvement.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 331—S. F. No. 88.

An Act to amend subdivision 3 of Section 7243 of the General Statutes of 1913, relating to probate courts and authorizing the court to grant allowance to the family of a testate decedent.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Probate court permitted to make allowance for family of a testate decedent.—That Subdivision 3 of Section 7243 of the General Statutes of 1913 be amended so as to read as follows:

“3. The widow or children, or both, constituting the family of the decedent, shall have such reasonable allowance out of his personal estate as the probate court deems necessary for their maintenance during the settlement of the estate according to their circumstances, which in case of an insolvent estate shall not be longer than one year after administration is granted, nor in any case after the distributive share of the widow in the residue of the personal estate has been assigned to her; *and such reasonable allowance may be made by the court when the husband or father has left a will, as well as when he dies intestate, except when the testator makes provision in his will specifically in lieu of all other allowances.*”

Approved April 24, 1915.

CHAPTER 332—S. F. No. 332.

An Act regulating the issuing of state tax deeds.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Tax commission to issue state tax deeds.**—That all the duties and powers heretofore conferred by statute upon the governor concerning the issuing of state tax deeds under the provisions of Sections 2129 and 2130, General Statutes of 1913, and Chapter 543, Laws of 1913, are hereby conferred upon the chairman of the Minnesota Tax Commission.

Sec. 2. **Applications to be made to chairman of state tax commission.**—That all applications for such tax deeds shall be made to the chairman of the Minnesota Tax Commission and the applicant shall present to such official the original tax certificate and certified copy of the notice of expiration of redemption, with proof of service thereof and of the filing of such proof in the office of the county auditor, and certificate of such auditor that the time of redemption has expired and that no redemption has been made, and such other proof as said chairman may require. All of said papers shall be filed in the office of the secretary of the Minnesota Tax Commission, and shall remain therein as permanent records in said office.

Sec. 3. **County auditor to collect fee of 50 cents.**—The county auditor shall be entitled to collect a fee of fifty cents from such applicant for each certified copy of a notice of expiration of redemption and the preparation of the other necessary papers and information in connection therewith, which fee shall be retained by such auditor in addition to his salary provided by law.

Sec. 4. **Effective May 1, 1915.**—This act shall take effect and be in force from and after May 1, 1915.

Approved April 24, 1915.

CHAPTER 333—S. F. No. 357.

An Act to amend Sections 3 and 5, Chapter 303, Laws of 1905, relating to the consolidation or reinsurance of insurance companies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Reinsurance of companies retiring from business.**—That section 3, Chapter 303, Laws of 1905, be amended so as to read as follows:

Sec. 3. The insurance commissioner shall thereupon issue an order requiring notice to be given by mail to each policyholder of such company of such petition, and the time and place at which hearing thereon will be held, and shall publish the said

notice in five daily newspapers, *once in each week* for at least two weeks before the time appointed for the hearing upon said petition.

In lieu of proceeding under the foregoing paragraph of this section and section 2 of Chapter 303, Laws of 1905, any accident or health company, may consolidate and enter into a contract of reinsurance with any other company by filing with the commissioner of insurance a copy of such contract and all papers relating thereto, which consolidation and reinsurance shall take effect upon such filing and the mailing to each person holding a policy so reinsured a notice thereof. Provided, that if the holders of not less than five per cent of such policies so reinsured shall within thirty days thereafter file a petition with the commissioner of insurance for a hearing on the question of such reinsurance, the commissioner shall, and without such petition may, order a hearing as provided in section 4, Chapter 303, Laws of 1905, notice of which shall be given by the company by mail to each holder of such policy, so reinsured, at least ten days before such hearing, and thereupon proceedings shall be had as provided in sections 4 and 5, Chapter 303, Laws of 1905.

Sec. 2. No extra compensation to employees of insurance department.—That Section 5 of Chapter 303, Laws of 1905, be amended so as to read as follows:

All actual expenses and costs incident to proceedings under the provisions of this act shall be paid by the company or companies bringing said petition, and an itemized statement of the expenses and costs shall be filed with the insurance commissioner with a certified copy of the decision of the commissioner. No officer of any such company or companies, nor member of said commission, or employe of the *State Insurance Department*, shall receive any compensation, gratuity or otherwise, directly or indirectly, for in any manner aiding, promoting or assisting in such consolidation or reinsurance.

Approved April 24, 1915.

CHAPTER 334—S. F. No. 413.

An Act to enforce payment of real estate taxes upon all unsold tracts of land included in the sale held in the year 1914 under the provisions of Chapter 543, General Laws of 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. County auditor to include certain tracts in sale of 1915.—That all tracts of land included in the sale held in the year 1914 under the provisions of Chapter 543, General Laws of 1913, and not sold to an actual purchaser either at said sale or by subsequent assignment shall be included by the county

auditor in the list and sale to be made by him in the year 1915 under the provisions of Sections 2127 and 2128, General Statutes of 1913.

Sec. 2. Not less than 50 per cent of assessed valuation.—That such tracts may be sold at such sale for not less than fifty per cent of the assessed valuation of such tracts for the year 1914. The purchaser shall also pay taxes for the year 1913 with penalties and interest thereon in full as a part of his bid.

Sec. 3. To be bid in by state, if not by other parties.—All such tracts not disposed of at said sale to an actual purchaser shall be bid in by the State of Minnesota for the full amount of the judgment obtained under said Chapter 543, General Laws of 1913, and if not assigned to an actual purchaser thereafter they shall be included by the county auditor in the annual forfeited sale by him in August of each year thereafter until sold at not less than the minimum price specified in the preceding section or assigned to an actual purchaser. Any one purchasing any of said tracts subsequent to the sale held in August, 1915, shall in addition to his bid pay the full amount of all taxes, penalties and interest subsequent to the taxes of 1912.

Sec. 4. 1897 and prior taxes abandoned.—That upon the sale of any such tract to an actual purchaser the taxes for the year 1897 and prior years shall be deemed abandoned and relinquished and the county auditor authorized to cancel the same on his books.

Sec. 5. Provision for redemption.—Redemption may be made as provided in said Chapter 543, General Laws of 1913, and the purchaser shall be entitled to a certificate and deed as therein provided and the proceeds of any such sale or assignment shall be distributed as therein provided. That all of the provisions thereof, so far as applicable, shall be applicable to any sale, redemption or other proceeding made by virtue hereof.

Sec. 6. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 335—S. F. No. 514.

An Act prohibiting the sale and use of canning compounds or chemical preservatives designed and had to be used in canning and preserving fresh fruits and vegetables, and defining and declaring what shall constitute adulteration and what compounds are unwholesome and injurious.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Manufacture and sale of canning compounds prohibited.—It shall be unlawful for any person to manufacture for

sale within the State of Minnesota any article to be used as a canning compound or chemical preservative in the canning and preserving of fresh fruits and vegetables which is adulterated within the terms of this act, nor shall any person add to, apply or use, in the process of canning fruits or vegetables, any canning compound which is adulterated within the terms of this act.

Provided that no article shall be deemed adulterated within the provisions of this act when intended for export to any foreign country or purchaser, and prepared and packed according to the specifications or directions of the foreign country to which said article is intended to be shipped; but, if said article shall be in fact sold or offered for sale for domestic use or consumption then this proviso shall not except said article from the operation of any of the other provisions of this act.

Sec. 2. Possession a misdemeanor.—The having in possession of any preservative compound which is adulterated as herein defined, with intent to sell the same, is hereby prohibited, and whoever shall have in his possession with intent to sell, sell or offer for sale any preservative compound, which is adulterated within the meaning of this act, shall be guilty of a misdemeanor and, on conviction thereof, shall be punished as hereinafter provided.

Proof that any person, firm or corporation has or had possession of any preservative compound which is adulterated within the terms of this act shall be prima facie evidence that the possession thereof is in violation of this section.

Sec. 3. Definition of term.—The term "Preservative Compound," as used herein, shall include all articles used for preservative purposes, whether simple, mixed or compound, and any substance used as a constituent in the manufacture thereof.

Sec. 4. Contents of compound.—That for the purposes of this act a preservative compound shall be deemed to be adulterated if it contain any added poisonous or other added deleterious, unwholesome and injurious ingredient which may render said article injurious to public health; and formaldehyde, hydrofluoric acid, salicylic acid, sulphurous acid, and all compounds and derivatives thereof, are hereby declared unwholesome and injurious.

Sec. 5. Dairy and food commissioner to enforce provisions.—The dairy and food commissioner of the state is charged with the proper enforcement of all the provisions of this act.

Sec. 6. Violation a misdemeanor.—Whoever shall violate any of the provisions of this act shall be deemed guilty of a misdemeanor, and violation thereof shall be punished by a fine of not less than twenty-five dollars (\$25.00) nor more than one hundred dollars (\$100), or by imprisonment in the county jail for not more than three (3) months.

Sec. 7. **Chap. 441, G. L. 1913, repealed.**—That Chapter 441, General Laws of 1913, be and the same is hereby repealed.

Sec. 8. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 336—S. F. No. 559.

An Act to amend Section 8666 General Statutes 1913, relative to abandonment of wife and family.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Abandonment of wife and children under certain conditions a felony.**—That Section 8666, General Statutes 1913, be amended so as to read as follows:

8666. Every parent or other person having the care or custody for nurture or education of a child under the age of ten years, who shall desert such child in any place with intent wholly to abandon it, shall be punished by imprisonment in the state prison for not more than one year, and a husband who, without lawful excuse, deserts his wife *while pregnant, or deserts his wife* and family when such family includes *a child or children* unable to support themselves, shall be guilty of a felony and punished therefor by imprisonment in the state prison *for* not more than one year.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 337—S. F. No. 678.

An Act authorizing the live stock sanitary board of the State of Minnesota to pay claims for animals killed out of the unexpended balance appropriated by Section thirty-eight (38) of Chapter four hundred and one (401) of the General Laws of 1913, in certain cases.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Live stock sanitary board authorized to pay for animals killed.**—The Live Stock Sanitary Board of this state is hereby authorized to pay out of the unexpended balance remaining in the appropriation made by Section thirty-eight (38) of Chapter four hundred and one (401) of the General Laws of 1913, such claims now on file with said board as the board determine to be just claims therefor for animals killed in order to suppress any dangerous, contagious or infectious disease, as authorized by Chapter one hundred and forty-eight (148) General Laws of

1913, in cases where the killing of such animals was not ordered by such board prior to the killing thereof, where after due investigation by said board the killing of such animals has been approved by such board as having been necessary for the purpose of suppressing such diseases, and where such board has determined that the killing of such animals was necessary for such purpose and where such claims are in all respects just claims and the claimants entitled to payment thereof under the provisions of said Chapter one hundred and forty-eight (148) of the General Laws of 1913, except that the killing of the animals, for which such claims are made, was not ordered by said board prior to such killing.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 338—S. F. No. 713.

An Act to amend Chapter 128 Laws of Minnesota, 1911. (being Section 827 General Statutes of Minnesota, 1913) relative to salaries of auditors and treasurers in counties having an area of more than 2,500 square miles and valuation of more than \$20,000,000.00.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Salaries of auditor and treasurer in certain counties.**—That Chapter 128, Laws of Minnesota, 1911, the same being Section 827 General Statutes of Minnesota, 1913, be and the same is hereby amended to read as follows:

In each county of this state, having an area of more than two thousand five hundred square miles, and having or which may hereafter have an assessed valuation of more than twenty million dollars and not more than thirty million dollars, according to the assessment for the last preceding year, the county auditor and county treasurer thereof shall each receive an annual salary of three thousand dollars; and such county auditor and county treasurer shall be allowed for clerk hire as follows: Upon each dollar of such assessed valuation, not exceeding twenty-five million dollars, the county auditor shall be allowed *one-fourth* of one mill, and the county treasurer *one-tenth* of one mill; and upon all sums in excess of twenty-five million dollars, the county auditor shall be allowed one-twelfth of one mill, and the county treasurer one-thirtieth of one mill, on each dollar. Such salaries and allowances for clerk hire shall be paid monthly out of the county treasury upon the order of the county auditor.

Sec. 2. **Effect May 1, 1915.**—This act shall take effect and be in force from and after May 1, 1915.

Approved April 24, 1915.

CHAPTER 339—S. F. No. 912.

An Act legalizing bonds heretofore voted to be issued by any independent school district for the purpose of paying for expenses incurred in, and outstanding orders issued in connection with erecting a grade or high school building, installing therein heating, ventilating and plumbing plants and equipping or furnishing the same under the provisions of Chapter 272 of the General Laws of Minnesota for 1905 and acts amendatory thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Legalizing bonds issued by certain independent school districts.—All bonds heretofore voted to be issued by any independent school district for the purpose of paying and defraying the expense incurred in connection with the erection and construction of grade or high school buildings, and all outstanding orders in connection therewith, and all expenses incurred, and all orders issued or to be issued in connection with the installing and placing therein of heating, ventilating and plumbing plants and equipping and furnishing such buildings with apparatus and school furniture under the provisions of Chapter 272 of the General Laws of Minnesota 1905, and acts amendatory thereof, if any, are hereby legalized and validated and made the legal and valid indebtedness of the school district so incurring such indebtedness or issuing orders therefor.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 340—H. F. No. 9.

An Act to authorize any city of the first class not governed by a home rule charter to issue and sell its bonds for the purpose of arching or covering over any creek in such city.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Minneapolis authorized to issue \$100,000 bonds for arching or covering creeks.—Any city of the first class not governed by a home rule charter is hereby authorized, by resolution duly passed by an affirmative vote of not less than two-thirds of all the members of its city council or other governing body, to issue and sell not to exceed \$100,000 par value, of the bonds of such city, for the purpose of arching or covering over any creek flowing in, over or across any lands or public highway in such city including the straightening of such stream and the acquiring of private property necessary to the making of such improvement.

Sec. 2. Regardless of present indebtedness.—The bonds so authorized may be issued and sold notwithstanding any law of this state prescribing of fixing a limit upon the bonded indebtedness of such city. The faith and credit of the city shall be pledged for the payment of the bonds issued hereunder and the current interest thereon. The city council or other governing body of such city shall include each year in the tax levy of such city an amount sufficient to provide for the payment of such interest, and the sinking fund of the city shall be pledged to the redemption of such bonds at maturity.

Sec. 3. Thirty years at 4 per cent.—No bonds shall be issued under this act to run for a longer term than thirty years, or bearing a higher rate of interest than four (4) per cent, payable semi-annually. The place of payment of principal and interest and the denomination in which such bonds shall be issued shall be such as may be determined by the city council or other governing body, and may be in the form of coupon bonds or registered certificates so called.

Sec. 4. How signed.—All such bonds shall be signed by the mayor, attested by the city clerk and countersigned by the city comptroller of such city and shall be sealed with the city seal, except that the signatures to the coupons attached thereto, if any, may be lithographed thereon; and none of such bonds shall be sold at less than 95 per cent of their par value and accrued interest, and only to the highest responsible bidder therefor.

Sec. 5. This act shall not apply to any city governed by a home rule charter.

Approved April 24, 1915.

CHAPTER 341—H. F. No. 134.

An Act to amend Section 23 of Chapter 564, Laws 1913, relating to the taxation on insurance companies for the support of the office of state fire marshal.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Town, farmers mutual and township mutual fire insurance companies not required to pay for maintenance of fire marshal's office.—That Section 23, of Chapter 564, Laws 1913, be amended so as to read as follows:

For the purpose of maintaining the department of state fire marshal and paying all the expenses incident thereto, every fire insurance company doing business in the State of Minnesota, *excepting Town Insurance Companies, Farmers' Mutual Fire Insurance Companies and Township Mutual Fire Insurance Companies*, shall hereafter pay to the state treasurer on or before

March 1, 1914, and annually thereafter, a tax upon its fire premiums or assessments or both, as follows:

A sum equal to three-eighths of one per cent of the gross premiums and assessments, less return premiums, on all direct business received by it in this state, or by its agents for it, in cash or otherwise, during the preceding calendar year, including premiums on policies covering fire risks only on automobiles, whether written under floater form or otherwise, provided, however, that this act shall in no way affect the tax due March 1, 1913, and the payment thereof. In the case of a mutual company, the dividends paid or credited to members in this state shall be construed to be return premiums. The money so received into the state treasury shall be set aside as a special fund and is hereby appropriated for the maintenance of such office of state fire marshal and the expenses incident thereto. The state shall not be liable in any manner for the salary of said fire marshal, his chief assistant, deputies, clerks and other employes or for the maintenance of the office of fire marshal or any expenses incident thereto, and the same shall be payable only from the special fund provided for in this section.

Approved April 24, 1915.

CHAPTER 342—H. F. No. 187.

An Act to repeal Chapter 470, General Laws Minnesota for 1913, same being Sections 7453 and 7454, General Statutes Minnesota for 1913, an act entitled "An Act to provide for the filing of claims against the estate of persons under guardianship and for notices of hearing upon such claims, the filing, allowance and payment of the same, in making Sections 3728 to 3749, Revised Laws 1905, as amended and supplemented by subsequent acts applicable as far as practicable to persons under guardianship."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Chap. 470, G. L. 1913, repealed.**—That Chapter 470, General Laws, Minnesota, for 1913, same being Sections 7453 and 7454, General Statutes Minnesota 1913 be and the same hereby is repealed.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 343—H. F. No. 157.

An Act to amend Section 3668 Revised Laws 1905, same being Section 7259, General Statutes 1913, relating to wills and the construction thereof.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Child born after death of testator to take same share unless omission was intentional.**—That Section 3668 Revised Laws 1905, same being Section 7259, General Statutes 1913, be and the same hereby is amended so as to read as follows:

“Sec. 3668. If any child of a testator, born after the death of such testator, has no provision made for him by his father in his will or otherwise, he shall take the same share of his father's estate that he would have taken if the father had died intestate *unless it appears that such omission was intentional.*”

Sec. 2. All acts or parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 344—H. F. No. 208.

An Act to amend Section 2786 of the Revised Laws of 1905, being Section 6052 of the General Laws of 1913, relating to injury and damage by dogs.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Owners or keepers of dogs liable for damage done.**—That Section 2786 of the Revised Laws of 1905, being Section 6052 of the General Statutes 1913, be and the same is hereby amended so as to read as follows:

2786. *All owners or keepers of any dog or dogs, that kill, wound, or worry any domestic animal or animals, shall be jointly and severally liable to the owner of such animal or animals for all damages done by such dog or dogs, without proving notice to or knowledge, by any such owner or keeper of such dog or dogs, that any or either of them was mischievous or disposed to kill or worry any domestic animal.*

Sec. 2. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 3. This act shall take effect and be in force from and after its passage and approval.

Approved April 24, 1915.

CHAPTER 345—H. F. No. 236.

An Act to amend Section one (1) of Chapter one hundred and ninety-seven (197) of the General Laws of 1905, same being Section No. 6292 of the General Statutes, 1913, allowing cemetery associations maintaining a cemetery of not less than one-half acre in area, to provide for an endowment fund for the care, improvement and maintenance thereof, the same as now by statute allowed to cemetery associations maintaining cemeteries of five acres or more.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Cemetery associations having not less than a one-half acre cemetery may establish permanent fund.—That Section one (1) of Chapter one hundred and ninety-seven (197) of the General Laws of 1905, same being Section 6292 of the General Statutes, 1913, be and the same is amended so as to read as follows:

“Sec. 1. (6292) Any cemetery association formed under the provisions of law and having a board of trustees or directors, not less than three in number, which shall have established and shall be maintaining a cemetery of not less than *one-half acre in area*, may by a two-thirds vote of such trustees or directors of such association, which vote may be taken at any regular meeting of such board, provide, in accordance with this act and the provisions of law in the statutes provided, for the establishment of a permanent fund, the income whereof shall be devoted to the care, maintenance and improvement of such cemetery which shall be known as “permanent care and improvement fund” of such cemetery association.”

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 346—H. F. No. 435.

An Act to amend Sec. 6517 General Statutes of Minnesota for the year 1913, relating to leasing of lands owned by counties to county agricultural societies.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Lands owned by counties may be leased to county agricultural societies.—That Section 6517 of the General Statutes of Minnesota for the year 1913 be and the same is amended to read as follows:

“Sec. 6517. Any county board of any county may lease to agricultural societies established and existing in its county for such period and on such terms as it shall deem expedient any

lands of the county *including any portion of lands of the county used as a poor farm*, to be used by such society for fair purposes. Said society may construct on such leased land, suitable buildings, race tracks and other improvements, *provided that in case of the leasing by said county board of any county of lands, previously set aside as a poor farm such improvements shall be constructed according to a plan previously submitted to said county board and approved by them, and provided further that during all times when such leased land is not used for fair purposes, said lands shall be and remain under the supervision and control of said county board or such overseer as may be appointed by such board.*"

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 347—H. F. No. 436.

An Act to amend Section 43 of Chapter 344 of the General Laws of the State of Minnesota for the year 1905, and as amended by Chapter 78 of the General Laws of 1911, and as further amended by Chapter 566 of the General Laws of 1913 relating to fishing in international waters.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Game and Fish Commission may license fishing in international waters.**—That section 43 of chapter 344 of the General Laws of the State of Minnesota for the year 1905, and as amended by chapter 78 of the General Laws of 1911, and as further amended by chapter 566 of the General Laws of 1913 relating to fishing in international waters be, and the same is hereby amended so as to read as follows:

The game and fish commission is hereby authorized to license the use, in international waters, of pound nets of the character and subject to the regulations hereinafter contained and to issue licenses therefor. The size of the mesh of the pot or pound net shall not be less than one and one-half (1½) inches bar measure, or three (3) inches extension measure. Said pound nets may be set in strings, but no string of such nets shall exceed two (2) in number, and the leads of such shall in no case exceed the following lengths: The shore lead eighty (80) rods, and the leads between the pounds or pots fifty (50) rods in length. Said net or string of nets shall not be less than twenty-five hundred (2,500) feet apart, nor within five hundred (500) feet of the mouth of any stream; provided that no pound net or string of pound nets shall be less than one (1) mile from the mouth of the Warroad river. Any one desiring to use such nets or string of nets, shall,

before so doing, make written application for such privilege to the commission, setting forth therein the names of the applicant, the number of nets desired to be used with an accurate description in detail of each net the waters in which it is desired to set in, and a statement of the location of all other nets then in use in such waters situated within five thousand (5,000) feet of the place where it is desired to set such nets, which application shall be accompanied by a license fee of twenty-five dollars (\$25.00) for each net. The commission may issue a license to the applicant who shall be a citizen of the United States and a resident of this state. Said license shall not be transferable and shall be good for one (1) fishing season only. *The fishing season shall be construed to be from May fifteenth (15th) to the last day of February following, both days inclusive, except as hereinafter provided.* Said license shall permit the use of so many of said nets as the place indicated in said application as the commission shall deem for the best interests of the state. The number of nets so licensed shall not exceed one hundred (100) in the Lake of the Woods. Said commission shall retain twenty-five dollars (\$25.00) for each net so licensed. The commission shall not issue to any one person, co-partnership or corporation, for the use or benefits of such applicant a license to use more than ten (10) nets during a single fishing season and whenever more than one (1) person shall apply for a license to fish in the same locality, the right to fish in said locality shall be determined in such manner as the commission may designate. The commission shall act on said applications at any regular or adjourned meeting held between the first day of January and the first day of June of any year. No such license shall be issued authorizing the use of any net or nets in international waters between the first day of November, *and the thirtieth (30th) day of November, following, both inclusive, and the first day of March* and the fourteenth day of May following, both inclusive, and it shall be unlawful for any person to assist in placing or place any such net during such season. All persons fishing with pound nets legally licensed, shall be allowed to have fish in their possession one (1) week after the close of season. Each applicant to whom a license is issued shall make a written report at the end of such fishing season to said commission, stating the number of nets used, and where used by him, and the amount in number, kind and the pounds of each kind of fish taken by him in each net. Any person, except the owner, or some one authorized by him, taking fish from licensed pound nets, or any person who willfully or negligently disturbs them, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of twenty-five dollars (\$25.00) or by imprisonment in the county jail for thirty (30) days.

Any pound net, seine, dip net, gill net, or fish house which is being used without a license, or any pound net, seine, dip net, gill net or fish house which is being used in violation of a license issued for its use, is hereby declared to be and is a public nuisance, and it shall be the duty of all the members of the commission, game wardens, sheriffs, and their deputies, police officers and constables, without warrant or process, to take, seize, abate and destroy any and all of the same.

The commission, game wardens, sheriffs, and their deputies, police officers and constables, shall seize any and all nets and seines when illegally used, and all fish taken therewith, and at once report the seizure to the commission.

Every person using, aiding or abetting the use of any such net, contrary to the provisions of this section shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine of one hundred dollars (\$100), or by imprisonment in the county jail for ninety (90) days, for each and every net so illegally used.

Sec. 2. Size of nets to be used.—The Game and Fish Commission is hereby authorized to license the use, in international waters of gill nets, and to issue licenses, therefor. The size of the mesh of gill nets shall not be less than five (5) inches extension measure, and each such net shall not be longer than seven hundred and fifty (750) feet and shall not be set nearer than one-half ($\frac{1}{2}$) miles from any pound net regularly licensed, and no person, *firm or corporation* shall receive license for more than *six nets, provided however, that not more than one license may be issued to any one person, firm or corporation for use in any lake whose area is greater than thirteen hundred (1,300) square miles*, and such *nets* shall be personally fished by licensee, and anyone holding license shall not change the location thereof, when once fixed, without written consent of the game and fish commission. Anyone desiring to use such *nets* shall, before so doing, make written application for such privilege to the game and fish commission, *stating the body of water wherein said nets are to be fished*, which application shall be accompanied by a license fee of ten dollars (\$10.00) for each net; such gill *nets* may be fished with from the first day of December to the last day of February following, both days inclusive, and from the fifteenth day of May to the thirty-first day of October following, both days inclusive. Each net shall display a tag giving the number of the license held by the licensee.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 348—H. F. No. 453.

An Act to provide for the removal of carp and other rough fish from lakes containing wild celery feeding grounds for wild fowl.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Carp to be removed from lake containing wild celery beds.—Whenever, in any lake in this state containing wild celery beds which constitute a feeding ground for canvas-back, red head or other water fowl, carp become so numerous as to destroy or threaten the destruction of or serious damage to such celery beds, the state game and fish commission is hereby authorized to take or contract for the taking and removal of the carp from such waters. Such work if done by contract shall be directly supervised by the executive agent of the commission or by a game warden, the expense of supervision to be paid by the contractor.

Sec. 2. May be taken at any season of year.—In any such case, the carp may be taken at any season of the year, by the use of nets, or by the use of traps during the spawning season. If sturgeon, dogfish, garfish, sheephead, buffalo, eelpout or suckers are taken by such means together with the carp, they may likewise be retained and removed, but all other fish taken in the nets or traps shall be released and returned.

Sec. 3. Cost may be paid out of funds of game and fish commission.—The cost and expense of such work may be paid out of any funds in the state treasury appropriated for the use of the state game and fish commission, and any amounts realized therefrom shall be deposited in the state treasury, and of the amount so deposited there shall be available for the use of the commission an amount equal to that expended by it for such work. If the work is done by the commission, it may sell the fish taken for the best price it can obtain therefor.

Sec. 4. Not be removed if county board objects.—Fish shall not be so removed from any lake under the provisions of this act if the board of county commissioners of the county in which the lake is situated, shall pass a resolution forbidding the same but unless such resolution is passed before December 1st in any year, the county board shall not have power to forbid such removal of fish during the year following such December 1st.

Sec. 5. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 349—H. F. No. 650.

An Act to amend Section 4435 of the General Statutes of Minnesota for the year 1913 relating to terminal warehouses.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Storage space of warehouse built by state may be used by citizens of such state.**—That Section 4435 of the General Statutes of Minnesota for the year 1913, be amended so as to read as follows:

4435. Defined. All elevators or warehouses located within the switching limits of St. Paul, Minneapolis and Duluth, and other points in the state which are now, or may hereafter be designated as terminal points in which grain is received for storage in bulk, and that of different owners mixed together or so stored that the identity of the different lots or parcels is not preserved, shall be public warehouses known as "terminal warehouses," provided that the storage space in any elevator or warehouse built by any state may be used exclusively by the citizens of such state, unless the state so building and owning the same shall otherwise provide.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 350—H. F. No. 704.

An Act to amend Section 7243, General Statutes Minnesota for 1913, relating to descent of personal estate and distribution.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Minor children to receive such allowances as selected by guardian.**—That Section 7243 of the General Statutes of 1913 be amended so as to read as follows:

Sec. 7243. Personal Estate.—Distribution.—When any person dies owning personal property, or any interest therein, the same shall be disposed of and distributed as follows:

1. The widow shall be allowed the wearing apparel of her deceased husband, his household furniture not exceeding five hundred dollars in value, and other personal property not exceeding the same amount, both to be selected by her; and she shall receive such allowances when she takes the provisions made for her by her husband's will as well as when he dies intestate.

2. In case there is no surviving spouse, then the minor children, if any, shall receive the same allowances, to be selected by their guardian.

3. The widow or children, or both, constituting the family of the decedent, shall have such reasonable allowance out of his

personal estate as the probate court deems necessary for their maintenance during the settlement of the estate, according to their circumstances, which in case of an insolvent estate shall not be longer than one year after administration is granted, nor, in any case, after the distributive share of the widow in the residue of the personal estate has been assigned to her.

4. If from the inventory of an intestate estate it appears that the value of the whole estate does not exceed the sum of one hundred and fifty dollars in addition to the allowances made for the widow and children, the court, after the payment of the funeral charges and expenses of administration, shall assign for the use and support of the widow or the children, or both, constituting the family of the decedent, the whole of said estate.

5. If the personal estate amounts to more than the allowances mentioned in this section, the excess thereof, after the payment of the funeral charges and expenses of administration, shall be applied to the payment of the decedent's debts.

6. The residue, if any, of the personal estate shall be distributed as follows: one-third thereof to the surviving spouse if any free from any testamentary disposition thereof to which survivor shall not have consented in writing; the remainder of such residue, or, if there be no surviving spouse, then the whole thereof, except as otherwise disposed of by will, shall be distributed in the same proportions to the same persons and for the same purposes as prescribed for descent of real estate by Section 7238 subds. 1-6.

7. All the provisions of this Section shall apply as well to a surviving husband as to a surviving wife.

This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 351—H. F. No. 768.

An Act to amend Section 4795 of the General Statutes of 1913, relating to permits to retain game.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Game birds not to be retained after Dec. 31st and no parts of moose or deer after Jan. 31st of year in which or following the taking.**—That Section 4795 of the General Statutes of 1913, be amended so as to read as follows:

4795. Permits to retain game—Application to commission—Tags or seals—Prohibitions—Penalties—Any person who is a resident of this state and legally in possession of any of the game birds or game animals, or any part thereof, which have been caught, taken or killed at a time or in a manner permitted by

the provisions of this chapter, and who is desirous of retaining possession of the same for his own use after the time in this chapter limited, shall before such time, make application to the commission for leave to retain the same, which application shall be in writing and signed or sworn to by the applicant and shall state:

First. The name and residence of the person in possession of such birds or animals or parts thereof.

Second. The number, kind and location of said birds or animals or parts thereof.

Third. That if permitted to retain the same by said commission the applicant will retain possession of said birds and animals for his own use and will not ship, sell or dispose of the same.

If said commission is satisfied that said application is made in good faith and said applicant will keep said birds and animals and parts thereof, for his own use and not for sale, the said commission shall cause tags or seals which shall not be duplicated by others, and which shall not be removed, to be attached to each bird or animal or parts thereof, or in lieu thereof; if any applicant therefor resides at a distance from any game warden then the commission may issue to such applicant a written permit to keep and use such game.

The person making such application shall, before said tags or seals are attached, pay to the commission the reasonable expense of making and attaching such tags and seals. After the tags and seals have been so attached, or such permit received, the person holding such permit may, while the tags or seals remain upon said birds and animals and parts thereof, retain possession of the same until consumed; *provided, that no game birds may be retained or had in possession after December thirty-first (31) of the year in which such game birds were taken or killed, and that no moose or deer or parts thereof may be retained or had in possession after January 31st of the year following that in which such game was taken or killed.*

Provided, that nothing in this chapter contained shall prevent a person from disposing of as a gift, any of the birds and animals mentioned herein. The having in possession of any game bird or animal or any part thereof which is not so tagged and sealed or for which a retention permit has not been received, except during the open season and five days thereafter is hereby made unlawful. Any such game bird or game animal, or any part thereof, had or held in possession by any person during the season when it is unlawful to have the same in possession, is hereby declared contraband and the right of any such person to retain or use the same shall cease. Any person who shall destroy, imitate, or duplicate any tag or seal attached to any bird or

animal or part thereof, or who shall ship or sell any game bird or animal or any part thereof, which has been tagged or sealed as aforesaid, or for which a permit to keep and use the same has been issued, shall be guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than twenty-five nor more than fifty dollars and costs of prosecution, or by imprisonment in the county jail for not less than thirty nor more than sixty days for each and every bird or animal or part thereof, so shipped, sold or disposed of.

Approved April 24, 1915.

CHAPTER 352—H. F. No. 769.

An Act amending Section 4808 of the General Statutes of Minnesota for 1913, relating to the number allowed and manner of taking fish.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Limiting number of fish to be taken and use of artificial lights in spearing, and distance from fishway.**—That Section 4808 of the General Statutes of Minnesota for 1913 be amended so as to read as follows:

4808. Number allowed—Manner of taking—Nets in inland lakes—Permit. No person shall catch, take or kill more than *twenty-five (25) crappies or trout of any variety, fifteen pike-perch or walleyed pike, fifteen (15) bass of any variety except rock bass*, in any one day, nor in any other manner than by angling for them with a hook and line held in the hand or attached to a rod so held, nor with more than one line or with more than one bait attached thereto, *except that it shall not be unlawful to use three artificial flies in trout fishing, and no person shall have in his possession more than twenty-five (25) bass of any variety except rock bass*, and no person shall have in his possession any fish caught, taken or killed in any of the waters of this state except as provided in this chapter.

Provided that pickerel, suckers, redhorse, carp, and bull-heads may be taken with a spear without limit at any time, but no artificial lights shall be used in taking of said fish, *except that artificial lights may be used in spearing such fish in streams only during the months of April and October, provided that no such lights shall be used in spearing fish within five hundred (500) feet of any lake, and provided further that no fish shall be speared at any time within one hundred (100) feet of any fishway or dam or within one hundred (100) feet of any state fish hatchery, but this provision shall not apply to any county now having a population of over 200,000 inhabitants, or to any*

lake or stream where the game and fish commission have declared spearing shall not be permitted.

Provided, further, that in all of the inland lakes of this state permission having been granted therefor, but not otherwise, a net may be used for the purpose of taking and catching whitefish, tullibees, or trelipies, *exclusively* for the domestic use of the licensee, from November first (1st) to January tenth (10th) following. Said net shall not exceed one hundred (100) feet in length and three (3) feet in width, and the meshes of said net shall not be less than three and one-half ($3\frac{1}{2}$) inches in the size of mesh when the same is extended. *Each applicant shall indicate in his application the approximate location at which his nets are to be set, and it shall be unlawful, for same to be set elsewhere than designated in said application.*

There shall be set at one end of each net a stake or pole, projecting at least two feet above the surface of the water.

No nets shall be set nearer together than fifty feet, and each net must have attached thereto when in use, a metal tag to be furnished for that purpose by the game and fish commission. The sale of whitefish and trelipies so caught is hereby prohibited.

Any person desiring to use any such net shall first make application for a permit therefor to the commission, in writing, and shall state that the said net is to be used by them, for the purpose of obtaining fish for their domestic use and not for the purpose of sale, which application shall be accompanied by a fee of one (\$1.00) dollar for each net, but no person shall be permitted to use more than two (2) of such nets, and such fish shall not be sold or offered for sale.

Approved April 24, 1915.

CHAPTER 353—II. F. No. 833.

An Act to amend Sections 2473, 2474 and 2475 of the General Statutes of Minnesota 1913, relating to the naval militia.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Naval militia not to exceed eight companies.**—That Section 2473 of the General Statutes of Minnesota 1913, be and the same is hereby amended so as to read as follows:

2473. The naval militia shall consist of one battalion not to exceed *eight* divisions or companies.

Sec. 2. **Composition of militia under jurisdiction of secretary of navy.**—That Section 2474 of the General Statutes of Minnesota 1913, be and the same is hereby amended so as to read as follows:

2474. *The naval militia shall be composed of such officers, warrant officers, petty officers and enlisted men as the secretary of the navy shall prescribe for a battalion and for a division of the naval militia.*

Sec. 3. **Governor to fix the number of warrant officers, etc.**—That Section 2475 of the General Statutes of Minnesota 1913, be and the same is hereby amended so as to read as follows.

2475. For the purpose of conforming the naval militia more closely to the organization of the *Naval Militia* of the United States as the same may be, from time to time, *prescribed by the secretary of the navy* and not otherwise, the governor may fix the number and grade of officers, *warrant officers, petty officers* and enlisted men therein.

Approved April 24, 1915.

CHAPTER 354—H. F. No. 836.

An Act to amend Section 3307, General Statutes of Minnesota 1913, relating to when and how assessments shall be made by mutual fire insurance companies.

Be it enacted by the Legislature of the State of Minnesota:

“Sec. 3307. **Insurance commissioner may relieve company from assessments temporarily.**—Whenever the net assets of any mutual insurance company are insufficient for the payment of incurred losses and expenses above its reinsurance reserve, as provided by law, it shall make an assessment for the amount required ratably upon its members liable thereto. The order for assessment shall be duly entered upon its records, with a statement of its condition at the date thereof, including all cash assets, deposit notes, and contingent amount liable to such assessment, the amount of the assessment, and the particular losses or other liabilities for which it is made. Such record shall be signed by each director voting for the order before any part of the assessment is collected, and any person liable thereto may inspect and take a copy thereof.

Provided, that the commissioner of insurance may by written order relieve such company from an assessment or other proceedings to restore such assets during the time fixed in such order, when such deficiency does not exceed ten (10) per cent of its admitted assets.”

Approved April 24, 1915.

CHAPTER 355—H. F. No. 849.

An Act relating to the preservation of game and appointing a state game and fish commissioner, and abolishing the game and fish commission.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Game and fish commission abolished.**—The position of state game and fish commission and the executive agent of said commission is hereby abolished.

Sec. 2. **Office of game and fish commissioner created.**—There is hereby created the office of state game and fish commissioner who shall be appointed by the governor for a term of two (2) years at a salary of twenty-five hundred (\$2500.00) dollars a year. All of the duties, powers, privileges and prerogatives, including the appointment and fixing of salaries of necessary employees to carry on the work, prescribed by statutes now in force for the state game and fish commission and the executive agent thereof, is hereby conferred upon the state game and fish commissioner.

Sec. 3. **Powers of employees.**—The employees appointed to carry on the work shall have the same duties, powers, privileges and prerogatives which are conferred by statutes now in force upon the employees of the game and fish commission.

Sec. 4. **Inconsistent acts repealed.**—All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 5. **Effective Aug. 1, 1915.**—This act shall take effect and be in force from and after the first day of August, A. D., 1915.

Approved April 24, 1915.

CHAPTER 356—H. F. No. 852.

An Act to provide for a biennial budget and estimate of previous appropriations, expenditures and income of this state and of future requirements, expenditures and income thereof, and prescribing the manner of their preparation and submission to the legislature.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Definitions.**—The word "estimate" as used in this title shall mean a statement showing:

1. The expenditure for the purposes specified during each year of the current biennial period.

2. The funds available or appropriations authorized for the same purpose, during each year of the current biennial period.

3. The amounts needed during each year of the ensuing biennial period for the work, and for the other disbursements of any department bureau, board, institution, office or branch of

the state government, including purchases of land and permanent improvements.

4. The anticipated funds or revenues available for such purposes and the anticipated receipts in connection with such work.

5. Such other information as may be required by law or by executive order.

The word "budget" shall mean the complete estimates for the entire state government, including a summary thereof and a schedule of appropriations required and of estimated tax levies to correspond therewith.

Sec. 2. **By whom prepared.**—Every officer, board, commission or institution of this state, under whose direction any public money is to be expended shall prepare an estimate at such time and in such form as may be required by law or executive order.

Sec. 3. **To whom submitted.**—Every estimate so prepared shall be submitted to the governor; provided that the estimates of subordinate officers or boards shall be submitted to the superior officer or board under whose direction the official making such estimate is directly acting.

Sec. 4. **Revision.**—It shall be the duty of every officer and of the members of every board to whom any such estimates are submitted, to assemble the same, and in consultation with the subordinate officers or boards submitting them, to revise such estimates before they are finally submitted to the governor, which shall be done not later than the first day of December in each year immediately preceding the regular session of the legislature.

Sec. 5. **Duties of the governor.**—It shall be the duty of the governor, not later than December 31st immediately preceding each regular session of the legislature, to assemble all estimates so prepared and in consultation with the chief executive officers to make final revision of such estimates, having in view the total expenditures, total revenues and the tax levy, and to that end he shall include the estimated expenditures for the judiciary, the legislature, the state university and the state militia. He shall thereupon prepare the "budget" and shall cause to be printed in a form convenient for the legislature, a sufficient number of copies thereof to supply at least one copy to each member of the legislature and to the chief executive officers of the state, and shall lay it before each branch of the legislature not later than the first day of February.

Sec. 6. **Form.**—Every estimate shall be in such form as required by law or as the governor may by executive order direct. All estimates shall be as nearly as practicable of a similar form.

Sec. 7. **Contents.**—Every estimate shall present the following information and such other information as may be required by law or as the governor may direct:

1. It shall show in parallel columns:

Name of item.

Citation to statutes authorizing the service or fixing particular items.

Appropriations for each year of the current biennial period. The actual expenditures and anticipated expenditures during each year of the biennium.

Amounts needed for each year of the coming biennium.

Explanations of increases or decreases.

Estimated revenue or receipts in connection with each service.

2. It shall distinguish each line of work or activity and shall distinguish at least the following classes of expenditures: (1) Salaries; (2) Permanent improvements and equipment; (3) All other expenses.

Sec. 8. **Allotments.**—It shall be the duty of each disbursing officer or board within thirty days after the passage of any appropriation by the state legislature to allot within each appropriation to be expended under his or its direction, the amounts, if any, for the several purposes set forth in the "budget" submitted to the legislature, not inconsistent with the terms of the appropriation act. Subject to the restrictions of the appropriation act allotments may, in case of necessity, be altered by the officer or board charged with the disbursement thereof. All such allotments and any changes thereof shall, as soon as made, be filed with the state auditor.

Sec. 9. **Accounting.**—A debit and credit account of every allotment shall be kept by the auditor and by the officer or board concerned and no expenditure shall be made in excess of the balance available therein.

Sec. 10. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 357—H. F. No. 946.

An Act to amend Section 5203 of the General Statutes of Minnesota for 1913, relating to the method of payment of a bounty for the destruction of gophers, ground squirrels, ground hogs or woodchucks, rattle snakes, crows or blackbirds.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Chairman of town board to issue certificates and warrant to be drawn by county auditor.**—That Section 5203 of the General Statutes of Minnesota for 1913 be amended so as to read as follows:

Sec. 5203. The heads of such animals and the bodies of such reptiles and birds shall be produced to the chairman of the

town board of the town where they were killed, and if he shall be satisfied that they were killed within the designated territory and by the person producing them, he shall certify to the county auditor the number of each kind so killed. *Such certificate shall be issued by the chairman of the town board at the end of each month and shall show the names of all persons entitled to bounty for the preceding month, the number of each kind of animals, reptiles and birds so killed and the amount of bounty that each person is entitled to receive. The county auditor shall issue thereon a warrant on the county treasurer payable to the chairman of the town board who issued such certificate, for the full amount of the bounty allowed by law according to such certificate, and upon receipt of such warrant the chairman shall pay the proper persons the bounty allowed by law for the preceding month.*

The chairman to whom such heads and bodies are produced shall immediately cause such heads to be destroyed and shall cause the removal of one foot from each bird and the rattles from the rattle snake.

Any town board may also offer a bounty for the destruction of blackbirds and adopt rules for the payment thereof.

Any board of township supervisors may also offer a bounty for the destruction of the animals, birds and reptiles described in the title of this act, and adopt rules for the payment thereof, which bounty so offered by a township shall be in addition to any bounty which may be offered by the board of county commissioners.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 358—H. F. No. 1035.

An Act authorizing the school board of certain consolidated school districts to acquire property for the purpose of erecting buildings thereon for use by teachers or other employees.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Consolidated school district boards given power to acquire lands by condemnation for school house sites.—The school board of any consolidated school district which does not contain within its limits an incorporated city or village may purchase or acquire by condemnation proceedings, as provided by law for acquiring school house sites, in the name and on behalf of such school district, a suitable tract of land within the limits of said district to be used for the purpose of erecting buildings thereon for use for dwelling purposes by teachers or other em-

ployees of said district, and may erect such buildings on said tract or on any other real estate owned by such district.

The school board of any such district may also sell, lease or otherwise dispose of such property so built or acquired when deemed advisable and for the best interests of the districts.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915. .

CHAPTER 359—H. F. No. 1176.

An Act authorizing and requesting the governor, attorney general and state auditor to sell and dispose of certain real estate and personal property therein described, located at the third state fish hatchery at Deerwood, Minnesota.

Whereas investigation has shown that the third state fish hatchery established at Deerwood, Minnesota, under the provisions of Chapter 275 General Laws 1907, is not a success and that there is no reason for a continuance thereof, and that the investment by the state in the same is no longer necessary,

Now therefore, be it enacted by the Legislature of the State of Minnesota:

Section 1. Sale of Deerwood Fish Hatchery and lands authorized.—That the Governor, Attorney General and State Auditor of the State of Minnesota be and they are hereby authorized and requested to sell and dispose of the real estate hereinafter described under the provisions of Chapter 452 General Laws 1909, and also all of the personal property belonging to the State of Minnesota and situate on said premises. The real estate hereinbefore referred to being described as follows:

The Northeast quarter ($NE\frac{1}{4}$) of the Southeast quarter ($SE\frac{1}{4}$) of Section twenty-one (21), Township forty-six (46), Range twenty-eight (28) West, containing forty (40) acres more or less, according to the United States government survey thereof.

Also the following tract: Commencing at the Southeast corner of the northwest quarter of the southeast quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$) of Section twenty-one (21) in Township forty-six (46) north of Range twenty-eight (28) west; thence running westerly on the south line thereof a distance of three hundred (300) feet; thence northerly on a line parallel with the east line of said northwest quarter of southeast quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$) a distance of two hundred twenty-five feet (225); thence northeasterly to a point on the east line of said northwest quarter of southeast quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$) three hundred (300) feet north of the place of beginning; thence southerly on the east line of said northwest quarter of southeast quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$)

to place of beginning, containing two (2) acres, more or less, all according to United States government survey thereof.

Also the following tract: Commencing at a point on the boundary line between the northeast quarter of southeast quarter ($NE\frac{1}{4}$ of $SE\frac{1}{4}$) and the southeast quarter of the southeast quarter ($SE\frac{1}{4}$ of $SE\frac{1}{4}$) of Section twenty-one (21), Township forty-six (46) north of Range twenty-eight (28) west, according to United States government survey, thirty (30) rods east of the northwest corner of said southeast quarter of southeast quarter ($SE\frac{1}{4}$ of $SE\frac{1}{4}$); thence westerly fifty-one (51) rods to a point on the boundary line between the northwest quarter of southeast quarter ($NW\frac{1}{4}$ of $SE\frac{1}{4}$) and the southwest quarter of southeast quarter ($SW\frac{1}{4}$ of $SE\frac{1}{4}$) of said section twenty-one (21) rods west of the northeast corner of said southwest quarter of southeast quarter ($SW\frac{1}{4}$ of $SE\frac{1}{4}$) of said section; thence south ten (10) rods; thence easterly a distance of twenty-one (21) rods to a point on the boundary line between the said southwest quarter of southeast quarter ($SW\frac{1}{4}$ of $SE\frac{1}{4}$), and the said southeast quarter of southeast quarter ($SE\frac{1}{4}$ of $SE\frac{1}{4}$) of said Section ten (10) rods south of the northeast corner of the said southwest quarter of southeast quarter ($SW\frac{1}{4}$ of $SE\frac{1}{4}$); thence northeasterly in a direct line to the place of beginning, containing two and a quarter ($2\frac{1}{4}$) acres, more or less.

Approved April 24, 1915.

CHAPTER 360—S. F. No. 429.

An Act providing for the publication of proceedings of meetings of school boards of independent school districts.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Proceedings of boards of independent school districts to be published.—The school board of each independent school district in this state shall cause to be published once, in some newspaper published in the city or village constituting or in which such school district is located, or if there be no newspaper so published therein, then in a newspaper published at the county seat of the county in which such school district is located, the official proceedings of such board, and such publication shall be made as soon as may be, and not later than thirty days after the meeting at which such proceedings were had. Such publication shall be let annually by contract to the lowest bidder, at the first regular meeting of said board after the annual election in such district, provided that not more than fifty cents per folio shall be paid for such publication.

Sec. 2. This act shall take effect and be in force from and after its passage.

CHAPTER 361—H. F. No. 216.

An Act relating to the government of cities of the first class and empowering the board of park commissioners of such cities to levy and assess the cost of sprinkling or oiling parkways upon the abutting property.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Minneapolis park commissioners authorized to sprinkle with oil and assess land fronting on parkways.**—The board of park commissioners of each city of the first class not organized under Section 36, Article 4 of the state constitution, shall have power to sprinkle or oil the parkways of said city, or any part thereof, and to levy and assess the cost of said sprinkling or oiling upon the lots and lands fronting upon that part of the parkway so sprinkled or oiled by an equal rate per front foot of said lots and lands. No assessment shall be levied against property outside of the city limits of said city.

Sec. 2. **Assessment to be certified to county auditor.**—The board of park commissioners shall cause each such assessment to be certified, on or before the tenth day of October of each year, to the county auditor of the county in which the city is situated and the county auditor shall include the same with and as a part of the annual taxes for the current year upon the same lands, and such assessment shall be collected and the payment thereof enforced with and as a part of such annual taxes and with like interest, penalties and costs. Such taxes when collected shall be paid to the city treasurer and placed in the city park fund.

Approved April 24, 1915.

CHAPTER 362—H. F. No. 241.

An Act to amend Section 6361, General Statutes 1913 relating to the reserve requirements of state banks.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Reserve requirement of state banks.**—That Section 6361 of General Statutes, 1913, be and the same is hereby amended so as to read as follows:

6361. **Reserve.** It shall always keep a reserve equal to fifteen per centum (15%) of its demandable liabilities and five per centum (5%) of its time deposits if located in a reserve city, if not located in a reserve city it shall always keep a reserve equal to twelve per centum (12%) of its demandable liabilities and five per centum (5%) of its time deposits; one quarter of which shall be cash, including specie, legal tender, national bank notes and federal reserve bank notes. The remainder may

be in balance due from solvent banks. *No bank shall act as reserve agent for another without the approval of superintendent of banks if its capital and surplus is less than twenty-five thousand dollars.* Whenever its reserve shall become impaired, it shall make no new loans or discounts except upon sight bills of exchange, nor declare any dividend until the same has been fully restored. The term "Reserve City" as used herein shall be taken to mean such cities as are designated as reserve cities by act of congress or other federal authority.

Approved April 24, 1915.

CHAPTER 363—H. F. No. 450.

An Act establishing a state athletic commission and regulating boxing and sparring in the State of Minnesota.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **State athletic commission created and to be appointed by governor.**—There shall hereafter be a state athletic commission. Within thirty days after this act takes effect, the governor shall appoint three persons, who shall be citizens of this state, to be members of such commission, who shall hold office for the term of three years from the first day of June following the date of their appointment. The governor shall also appoint their successors, possessing like qualifications, on the first day of June of each successive third year, beginning with the year nineteen hundred and fifteen. The commission shall maintain general offices for the transaction of its business. The members of the commission shall, at their first meeting after their appointment, elect one of their number chairman of the commission, shall adopt a seal for the commission and may make such rules for the administration of their office, not inconsistent herewith, as they may deem expedient; and they may hereafter amend or abrogate such rules. Two of the members of the commission shall constitute a quorum to do business; and the concurrence of at least two commissioners shall be necessary to render a choice or decision by the commission.

Sec. 2. **Commission to elect a secretary.**—The commission shall appoint, and at pleasure remove a secretary to the commission, whose duty it shall be to keep a full and true record of all its proceedings, preserve at its general office all its books, documents and papers, prepare for service such notices and other papers as may be required of him by the commission and to perform such other duties as the commission may prescribe; and he may, under the direction of the commission, issue subpoenas for the attendance of witnesses before the commission with the same effect as if they were issued in an action in the district

court and may, under direction of the commission, administer oaths in all matters pertaining to the duties of his office or connected with the administration of the affairs of the commission. Disobedience of such a subpoena and false swearing before such secretary shall be attended by the same consequences and be subject to the same penalties as if such disobedience or false swearing occurred in an action in the district court. The commission shall bi-ennially make to the legislature a full report of its proceedings for the year ending with the first day of the preceding December and may submit, with such report, such recommendations pertaining to its affairs as to it shall seem desirable.

Sec. 3. Commission to have control over all boxing and sparring matches.—The commission shall have, and hereby is vested with, the sole direction, management, and control of and jurisdiction over all boxing and sparring matches and exhibitions to be conducted, held or given within the state, pursuant to its authority and in accordance with the provisions of this act. The commission may, in its discretion issue and at its pleasure revoke, a license to conduct, hold or give boxing and sparring matches and exhibitions to any club, corporation or association within the state. Every license shall be subject to such rules and regulations, and amendments thereof, as the commission may prescribe. Every application for a license as herein provided for, shall be in writing and shall be addressed to the commission, and shall be verified by some officer of the club, corporation or association on whose behalf the application may be made. It shall contain a recital of such facts as, under the provisions hereof, will show the applicant entitled to receive a license and, in addition thereto, such other facts and recitals as the commission may by rule require to be shown. The commission at its discretion may issue or revoke a license to hold or conduct such exhibitions or contests, to any incorporated club or association; also said commission shall have the power to draw up such rules and regulations as they may from time to time find necessary for the proper staging of such exhibitions or contests. No license shall be issued to non-residents. No boxer weighing less than 140 lbs. shall be permitted to contest against an opponent weighing more than 10 lbs. more than himself.

Sec. 4. Buildings in which contests are to be given.—All buildings or structures used, or intended to be used, for the purpose of this act must be inclosed, and shall not be connected with any door or passage ways with any saloon or place where intoxicating liquors are sold and disposed of, nor shall any intoxicating liquors be dispensed or given away upon the premises, during the time of any such athletic entertainment, also no boxing contest to be permitted on Sunday, nor shall any wagering be per-

mitted upon the results of matches or exhibitions. All buildings or structures shall be properly ventilated and provided with fire exits and fire escapes, if there need be, and in all manner conform to the laws, ordinances and regulations pertaining to buildings in the city, town or village where situated. Where a part of a building or structure is used for the purpose set forth in this act, this section shall apply in the same manner.

Sec. 5. Ten rounds duration and gloves to be worn.—No boxing or sparring match or exhibition shall be of more than ten rounds in duration; and the contestants shall wear, during such contests, gloves of not less than the following weights, to-wit: In exhibitions or contests between boxers up to 140 lbs. five ounces, from 140 lbs. to 175 lbs. of not less than six ounces, over 175 lbs. of not less than eight ounces.

Sec. 6. Club to forfeit license under certain conditions.—Any club, corporation, or association which may conduct, hold or give, or participate in, any sham or fake boxing or sparring match or exhibition shall thereby forfeit its license issued in accordance with the provisions of this act, which shall thereupon be, by the commission cancelled and declared void; and it shall not thereafter be entitled to receive another such or any license pursuant to the provisions of this act.

Sec. 7. Penalizing of contestants.—Any contestant who shall participate in any sham or fake boxing or sparring match or exhibition shall be penalized in the following manner: For the first offense, he shall be restrained for a period of six months, such period to begin immediately after the occurrence of the offense, from participating in any boxing competition to be held or given by any club, corporation or association duly licensed to give or hold such boxing or sparring match or exhibition; for a second offense, he shall be totally disqualified from further admission or participation in any boxing contest held or given by any club, corporation or association duly licensed for said purposes.

Sec. 8. Report to commission.—Every club, corporation or association which may hold or exercise any of the privileges conferred by this act shall, within twenty-four hours after the determination of every contest, furnish to the commission a written report, duly verified by one of its officers, showing the number of tickets sold for each contest and the amount of the gross proceeds thereof, and such other matters as the commission may prescribe, and shall also within the said time, pay to the state treasurer, a tax of ten per cent of its total gross receipts from the sale of tickets of admission to such boxing or sparring match or exhibition. All moneys paid into the state treasury shall be credited to a fund to be used by the advisory commission of the Minnesota (State) Sanatorium for Consumptives for the purposes

set forth in Section 14 of Chapter 583 General Laws 1913. Before any license shall be granted to any club, corporation or association to conduct, hold or give any boxing or sparring match or exhibition, such applicant therefor shall execute and file with the state auditor a bond in the sum of five thousand dollars to be approved as to form and the sufficiency of the sureties thereon, by the state auditor, conditioned for the payment of the tax hereby imposed. Upon the filing and approval of such bond, the state auditor shall issue to such applicant for such license a certificate of such filing and approval, which shall be by such applicant filed in the office of the commission with its application for such license; and no such license shall be issued until such certificate shall be so filed.

Sec. 9. Examination of books.—Whenever any club, corporation or association shall fail to make a report of any contest at the time prescribed by this act, or whenever such report is unsatisfactory to the state auditor, he may examine or cause to be examined, the books and records of such club, corporation or association, and subpoena and examine under oath its officers and other persons as witnesses for the purpose of determining the total amount of its gross receipts for any contest and the amount of the tax due pursuant to the provisions of this act, which tax he may upon and as the result of such examination, fix and determine. In case of the default in the payment of any tax so ascertained to be due, together with the expenses incurred in making such examination, for a period of twenty days after notice to such delinquent club, corporation or association of the amount at which the same may be fixed by the state auditor, such delinquent shall, ipso facto, forfeit its license and shall be thereby disqualified from receiving any new license or any renewal of license; and it shall in addition, forfeit to the State of Minnesota, the sum of five hundred dollars, which may be recovered by the attorney general in the name of the State of Minnesota, in the same manner as other penalties are by law recovered. Provided, however that the provisions of this act shall only apply to cities of the first class. The athletic commission herein provided for shall not have authority to grant licenses for or permit more than twelve boxing exhibitions in any such city during any one year.

Sec. 10. Violation a misdemeanor.—Any person who violates any of the provisions of this act, for which a penalty is not herein expressly described, shall be guilty of a misdemeanor.

Sec. 11. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 364—H. F. No. 552.

An Act to provide for the filing of liens and instruments evidencing liens on or reserving title to personal property in the office of the register of deeds of the several counties; providing for the transfer of such instruments now on file with clerks and recorders of municipalities, and the records and record books of the same, to the offices of registers of deeds, and providing for mileage and fees for making such transfers, and providing for fees of registers of deeds for filing such liens and instruments.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Lien instruments to be filed with register of deeds.—Any instrument evidencing a lien on or reserving title to personal property which instrument by statute may be filed with the clerk or recorder of any municipality, or a true copy thereof shall be filed with the register of deeds in the county in which the said personal property is situate.

Sec. 2. Fees for filing and documents not to be removed.—Every register of deeds on and after July 1st, 1915, shall receive and file any such instrument, which shall be executed, witnessed, and acknowledged according to law, or a true copy thereof and shall immediately number and index the same, and certify on each instrument the exact time of receipt, which certificate shall be prima facie evidence of the facts stated therein. No such instrument shall be removed from the office where filed until cancelled, released, or satisfied. The fees for filing such instruments shall be twenty-five cents for each instrument and twenty-five cents for a certified copy thereof, when copy is furnished, said amount to be paid to the register of deeds at the time of filing, and such fee shall be retained by the register of deeds, as additional salary and compensation for filing such instruments.

Sec. 3. Index to be kept.—Every register of deeds shall keep in his office an index book in which he shall enter the number given to every such instrument, the names in alphabetical order of the lien debtor and lien creditor and vendee and vendor, and the exact time of filing the instrument. He shall also enter the sum for which a lien is claimed and the satisfaction of the same when made.

Sec. 4. Municipal clerk to deliver documents to register of deeds before July 1, 1915.—Each municipal clerk or recorder shall, on the first day of July, 1915, deliver all instruments evidencing liens on or reserving title to personal property, then on file with him, and all records of the same in his custody, to the register of deeds of his county, and said register of deeds shall thereafter be the custodian of the same, and of the records thereof,

and no new filing, indexing, or record thereof need be made by said register of deeds.

Sec. 5. Fees for delivering documents.—Each municipal clerk or recorder shall be paid out of the treasury of his county, the sum of ten cents per mile in traveling from his place of business to and returning from the county seat of his county, for delivering said instruments and records to the register of deeds of his county. The register of deeds of each county shall receive the said instruments and records as delivered to him by the several municipal clerks and recorders of his county and safely keep and preserve the same in his office, and endorse on each instrument and record book the date of the receipt of the same by him, and thereafter said instruments and records shall be notice to all persons of the existence and terms thereof.

Sec. 6. Fees for recording documents so filed.—For receiving, keeping and preserving, and endorsing all of said instruments and records transferred to him as aforesaid, there shall be paid to the register of deeds out of the treasury of his county, a fee according to the population of his county as shown by the 1910 national census of the United States of America, which fee shall be as follows:

In counties having a population of 50,000 or less, \$10.00.

In counties having a population exceeding 50,000 and not more than 100,000, a fee of \$25.00.

In counties having a population exceeding 100,000 and not more than 150,000, a fee of \$50.00.

In counties having a population exceeding 150,000 and not more than 200,000, a fee of \$100.00.

In counties having a population exceeding 200,000 and not more than 300,000, a fee of \$125.00.

In counties having a population exceeding 300,000 a fee of \$200.00.

Sec. 7. Application.—This act shall not apply to cities of the first class, nor to counties wherein the salary of the register of deeds is fixed by special law.

Sec. 8. Inconsistent acts repealed.—All acts or parts of acts inconsistent herewith are hereby repealed.

Sec. 9. This act shall take effect and be in force from and after July 1st, 1915.

Approved April 24, 1915.

CHAPTER 365—H. F. No. 556.

An Act to amend Section 3, Chapter 318, General Laws Minnesota 1907, as amended by Section 1, Chapter 211, General Laws Minnesota 1911, same being Section 3504, General Statutes Minnesota 1913, relating to the manner in which domestic, co-operative life or casualty corporations, societies or associations, except fraternal beneficiary associations, shall create and maintain a reserve fund.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Reserve fund equal to 10 per cent of gross premium receipts.—That Section 3, Chapter 318, General Laws Minnesota 1907, as amended by Section 1, Chapter 211, General Laws Minnesota 1911, same being Section 3504, General Statutes Minnesota 1913, be and the same is hereby amended so as to read as follows:

“Sec. 3. Every domestic co-operative life or casualty corporation, society, or association except fraternal beneficiary associations, which issues a certificate or policy, or makes an agreement with its members, by which, upon the decease of a member, more than two hundred (200) dollars is to be paid to, or benefit conferred upon the legal representatives or designated beneficiary of such member, shall set aside ten (10) per cent of its gross premium receipts or assessments each year, as a reserve, until the same, together with any reserve already accumulated, shall amount to the sum of twenty-five thousand (25,000) dollars.

Every domestic co-operative or assessment company transacting the business of life and health and accident insurance, which does not issue health and accident policies providing indemnity for disability from accident or disease in excess of seven hundred fifty (750) dollars on account of any one accident or illness, nor issues policies providing indemnity for disability from accident or illness in excess of seven hundred fifty (750) dollars on account of any one accident or illness and death indemnity of more than two hundred (200) dollars, shall set aside as a reserve ten (10) per cent of its gross premium receipts or assessments each year until the same, together with any reserve already accumulated, shall amount to two thousand (2,000) dollars, and shall thereafter set aside as a reserve five (5) per cent of its gross premium receipts or assessments each year until the same, together with any reserve already accumulated, shall amount to twenty-five thousand (25,000) dollars.

Every domestic co-operative or assessment life insurance corporation, society or association, which issues a certificate or policy, or makes an agreement with its members, by which upon the decease of a member, a funeral benefit is to be paid or funeral service is to be furnished, not exceeding two hundred (200) dollars in amount or value, shall set aside ten (10) per cent of

its gross premium receipts or assessments each year as a reserve, until the same, together with any reserve already accumulated, shall amount to the sum of five thousand (5,000) dollars, which said reserve fund accumulated as herein provided, shall be deposited with the commissioner of insurance of the State of Minnesota for the benefit of all its policy-holders.

Such deposit may consist of securities of the class in which insurance companies are authorized to invest under the laws of this state and the company depositing the same shall be entitled to the income derived from such securities. No foreign insurance company upon the co-operative or assessment plan shall hereafter be permitted to transact business in this state unless it makes the deposit hereinbefore required of domestic companies except that where by the laws of the state under which said foreign company is organized it is permitted to and actually does maintain for the benefit of all its policyholders a deposit with some proper officer of such state of an amount equal to the deposit required by this act; the deposit with such other state shall be a sufficient compliance with the provisions of this section. No deposit of securities other than that herein provided for shall be required of any such co-operative or assessment company. Any company transacting the business of life insurance, upon the co-operative or assessment plan, and creating and maintaining a greater reserve than herein provided for, may elect by written stipulation, filed with the commissioner of insurance, to keep on deposit with the commissioner its entire reserve and special benefit funds, other than mortuary funds; and thereafter said entire reserve and special benefit funds shall be deposited with said commissioner in securities of like character and upon the same terms as provided herein for the deposit of the reserve required by this Section.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 366—H. F. No. 708.

An Act to amend paragraph two (2) of Section 1511 Revised Laws 1905 relating to relief of the poor.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Expense of transporting pauper to county in which he belongs to be a charge against the county where found.**—That paragraph two (2) of Section 1511 Revised Laws of 1905, be and the same is, hereby amended to read as follows:

When application for relief is made by a person who has a settlement in some other county, town, city or village, its chair-

man, *mayor* or president shall warn him to depart, and if he is unable, or refuses to do so within a reasonable time, and is likely to become a public charge, such chairman, *mayor* or president, may in writing require any constable or marshal of the town, city or village to convey him to the place of his settlement. If such person is so sick or infirm as to render it unsafe or inhuman, to remove him, and is in immediate need of support or relief, the board or council shall provide such assistance as it deems necessary, and, if he die, shall give him decent burial. The expense so incurred shall thereupon become a charge against the county, and upon payment thereof, the county may recover the same, from the county, town, city or village of such person's settlement. Within five days after any such person becomes a public charge, the board or council shall notify the county auditor, and thereupon the county board may take him in charge, or relieve him in such manner as it may see fit.

Sec. 2. This act shall take effect from and after its passage and approval.

Approved April 24, 1915.

CHAPTER 367—H. F. No. 748.

An Act to amend Section 4353 of the General Statutes of Minnesota for 1913 relating to railroads.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Railroad commission to fix rates for switching, drayage and feeding of stock.**—That Section 4353 of the General Statutes of Minnesota for the year 1913 be amended so as to read as follows:

The Board of Railroad and Warehouse Commission of this state is hereby empowered and directed to make for each of the railroad corporations doing business in this state, as soon as practicable, a schedule of reasonable maximum rates of charges for the transportation of freight and cars on each of said railroads and said power to make schedule shall include the classification of such rates and it shall be the duty of said commission to make such classification and said schedules so made by said commission shall, in all suits brought against any such railroad corporation wherein is in any way involved the charges of any such railroad corporation for the transportation of any freight or cars or unjust discrimination in relation thereto be deemed and taken in all the courts of this state as prima facie evidence that the rates therein fixed are reasonable and just maximum rates of charges. *The commission may fix different schedules of class or commodity rates for railroads of the same class. The maximum rates shall not apply to switching or drayage rates.*

The commission may define switching and drayage service to apply to the movement of traffic within and between points, and fix reasonable maximum rates for the same, which shall be independent of any rates that may be made for line haul transportation, and in the making of said rates the commission shall not be governed entirely by the distance principle established by this act. The commission may fix rates for feeding cattle which shall apply to out movement from terminal markets. The commission may unite two or more stations or commercial centers into a common rate point, and may designate the classes of freight which shall take common rates, and fix the mileage that shall govern between the common rate point and any or all other points in the state. The distances so fixed shall not apply as a measure of the rate for the movement of the same class of freight for similar distances between other points.

Sec. 2. The said law shall be in effect from the date of its passage and approval.

Approved April 24, 1915.

CHAPTER 368—H. F. No. 874.

An Act to amend Sections four (4) and five (5) of Chapter 366, General Laws of Minnesota, 1913, same being Sections 3685 and 3686 General Statutes of Minnesota, 1913, entitled "An Act to provide for a brand for butter and cheese and to regulate the use thereof."

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Butter or cheese to score 93 points.**—That Subdivision 3 of Section 4 of Chapter 366 of the General Laws of Minnesota for 1913, same being Subdivision 3 of Section 3685, General Statutes of Minnesota, 1913, be and the same is hereby amended so as to read as follows:

"3rd. The butter or cheese manufactured in such factories shall grade or score at least *ninety-three points* out of a possible hundred, according to the usual and accepted methods of judging and grading butter and cheese. For the purpose of obtaining such license such grade must have been made at least fifteen days prior to such application."

Sec. 2. **Not to fall below 92 points in any one year.**—That Section 5 of Chapter 366 of the General Laws of Minnesota for 1913, same being Section 3686 of the General Statutes of Minnesota, be and the same is hereby amended so as to read as follows:

"Sec. 5. Scoring necessary to continue use of brand.—No license shall be granted for the use of Minnesota brand or label grade B for the manufacture of butter or cheese unless all

the requirements necessary for the manufacture of butter or cheese graded Minnesota A 1, as set forth in Section 4 of this act, shall have been complied with, excepting that the butter or cheese shall score at least *ninety-two* points out of a possible hundred, according to the usual and accepted methods of judging and grading butter and cheese, and shall not have fallen below *ninety-two* per cent more than three times in any year, and shall never fall below 92 per cent, and the factory in which such butter or cheese is manufactured must score at least 85 points; and the dairies supplying milk or cream to such factories shall score at least 50 points. And, further, cows from which milk or cream is produced need not be tested for tuberculosis.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 369—H. F. No. 929.

An Act to amend Section 525 General Statutes of 1913, relative to election contests for legislature and procedure therein, and adding to said section a provision for the executing and filing of a bond by the contestee and contestant.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Contestant for legislative seat to file \$500 bond as guarantee of payment of expenses.**—That Section 525 General Statutes of 1913 be and the same is hereby amended so as to read as follows:

Sec. 525. Election contests for legislature—notice—Any voter of a senatorial or representative district may contest the validity of the election of any person declared elected to the senate or house of representatives for such district, or his right to a seat therein, by causing to be served upon the contestee, within fifteen days after the completion of the final canvass, a written notice, specifying the points on which the contest will be made and naming two justices of the peace of such legislative district before whom depositions relative thereto will be taken, and the time and place thereof, which time shall not be later than forty days after the election. *And shall execute and file with the clerk of the district court of the county wherein said contest is instituted, a bond in the penal sum of five hundred dollars (\$500.00) payable to the contestee conditioned to pay all the costs, disbursements, and attorney's fees that may be paid or incurred by the contestee in such contest, provided the contestee prevails therein, which bond shall be approved by the judge or one of the judges of the district court in which said contest was instituted.* Such notice shall be served in the same manner as a sum-

mons in a civil action, at least ten days before the time named therein for taking such depositions.

Sec. 2. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 370—H. F. No. 948.

An Act to amend Sections 4598, 4599, 4600, 4601, 4602, 4603, and 4604 of the General Statutes of Minnesota for 1913, relating to commission merchants.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Bonds required of commission merchants.**—That Section 4598 of the General Statutes of 1913 be and the same is hereby amended to read as follows.

4598. **Definition License—Bond**—For the purpose of this subdivision, a commission merchant is a person who may receive for sale, for account of the consignor, any agricultural products or farm produce. No person shall sell, or receive, or solicit shipments of such commodities for sale, without first obtaining a license from the Railroad and Warehouse Commission to carry on the business of a commission merchant, and executing and filing with the secretary of state a bond to the state for the benefit of such consignors; if the license authorizes the sale of grain the bond shall be not less than four thousand dollars (\$4,000.00). If the license only authorizes the sale of products other than grain the bond shall be not less than two thousand dollars. In either case the Railroad and Warehouse Commission may at any time require such an additional amount of bond as it may deem necessary to protect the consignor.

Sec. 2. **Licenses to be secured for receiving and disposing points.**—That Section 4599 of the General Statutes of 1913 be and the same is hereby amended to read as follows:

4599. **Application for license—Conditions of Bonds—Additional bonds.**—The application for license shall be in writing, state the commodities for which license to sell is wanted, also the cities or other locations in the state where applicant intends to do business, and give the business address of the applicant and the estimated volume of business to be done monthly. If he desires a license which shall authorize him to sell grain, the bond shall be conditioned that he report to all persons consigning grain to him, and pay to them the proceeds of its sale, less charges and actual disbursements; otherwise, the bond shall be conditioned for the faithful performance of his duties as commission merchant. *Separate licenses and bonds shall be required for each city or location at which consignments are received and*

disposed of by such commission merchant, and said licenses shall be kept posted in each office of licensee. All licenses shall expire May 31st of each year. The fee for each license shall be two dollars (\$2.00). Such license may be revoked by the commission for cause, upon notice and hearing.

Sec. 3. Statements to be furnished.—That Section 4600 of the General Statutes of 1913 be and the same is hereby amended to read as follows:

4600. Commission may require confidential statements.—For the purpose of fixing or changing the amount of a bond the commission shall require statements of his business from the licensee, and, if he fail to render such statements or to furnish any new bond required, the commission may revoke his license. All such statements shall be for the exclusive information of the commissioners, unless they shall be required for use in court, in which case the commissioners shall produce them.

Sec. 4. To be made within reasonable time.—That Section 4601 of the General Statutes of 1913 be and the same is hereby amended to read as follows:

4601. Statement to consignor—Whenever a licensee sells any grain he shall render a true statement in writing to the consignor within twenty-four (24) hours of the amount sold, price received, name and address of purchaser, and the day, hour, and minutes of the sale, and shall forward vouchers for all charges and expenses. Whenever consignments of commodities other than grain are sold, the licensee shall render a true statement in writing to the consignor *within such reasonable time and in such manner and form as may be prescribed by the commission.*

Sec. 5. Licensee to produce all records.—That Section 4602 of the General Statutes of 1913 be and the same is hereby amended to read as follows:

4602. Complaint—Investigation—Report—Whenever a consignor of a commodity, other than grain, after demand therefore, shall have received no remittance or report of its sale, or shall be dissatisfied with the remittance, or report, he may complain in writing, under oath, to the commission, who shall investigate the matter complained of. In making the investigation the commission may compel the licensee to produce all information, books, records, and memoranda concerning the matter, and they shall give the complainant a written report of the investigation. This report shall be prima facie evidence of the matters therein contained.

Sec. 6. Suit on bond and amount recovered to be proportioned among aggrieved parties.—That Section 4603 of the General Statutes of 1913 be and the same is hereby amended to read as follows:

4603. Action on bond.—*If any licensee shall fail to account for any consignment of any of the commodities mentioned in this subdivision, or to pay to the consignor monies due on such consignment, the consignor, or his agent, may file with the commission an affidavit setting forth the matters complained of. Thereafter, such consignor may bring an action upon the bond of the licensee, and recover the amount due him on account of such consignment. If such licensee has become liable to more than one consignor, and the amount of his bond be insufficient to pay the entire liability, the consignors shall be compensated in proportion to their several claims.*

Sec. 7. Refusal to permit inspection of books a misdemeanor.—That Section 4604 of the General Statutes of 1913 be and the same is hereby amended to read as follows:

4604. Violations—Penalty, etc.—Any person, persons, firm or corporation engaged in selling any property as herein specified, who fails or neglects to comply with any of the provisions of this act, or any of the rules of the commission therein provided for, shall be guilty of a misdemeanor and on conviction thereof in any court having competent jurisdiction, shall be punished by a fine of not less than twenty-five (\$25) dollars nor more than one hundred (\$100.00) dollars, and the Railroad and Warehouse Commission is hereby authorized, either upon such conviction or upon its own findings after investigation, if the facts warrant it, to cancel the license of any person, persons, firm or corporation guilty of any violation of law or conduct prejudicial to the interest of those making consignments for sale, to such person, persons, firm or corporation. Where a license has been cancelled, the Railroad and Warehouse Commission may refuse to issue any license to such person, persons firm or corporation for a term of one year.

Whenever requested to do so by any interested shipper, the Railroad and Warehouse Commission shall have power to investigate any sale or transaction carried on by any person, persons, firm or corporation licensed under this act and for that purpose, shall have the right to examine *any and all books, records and accounts of any licensed commission merchant. Any licensed commission merchant or any agent in charge of such books, records or accounts who shall fail or refuse to submit such books, records, or accounts for the examination of said Railroad and Warehouse Commission shall be guilty of a misdemeanor.*

It shall be unlawful to use the word commission, commission merchant or commission company on any advertising matter, letter or bill heads of any person not having a license from the commission. Any person who shall hold himself out or claim to be a licensed or bonded commission merchant, either by written, printed, or verbal representation or by the use of any letter

head, statement or advertisement, without having a license from the commission, shall be guilty of a misdemeanor.

Sec. 8. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 371—H. F. No. 1083.

An Act to amend Chapter 126 of the Laws, session of 1909 as amended by Chapter 368 of the laws, session of 1911, known as Sections 178 and 179, of the General Statutes of Minnesota, 1913.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Provision for holding courts at Hibbing and Virginia—Courthouse—Jail—Expenses.**—It is hereby made the duty of the board of county commissioners of the county of St. Louis, to furnish and maintain adequate accommodations for the holding of terms of the district court at the village of Hibbing, and the City of Virginia, proper offices for said deputies, and a proper place for the confinement and maintenance of the prisoners at the village of Hibbing and the City of Virginia.

And said county shall also reimburse the clerk of said court and his deputies as herein provided for, and the county attorney and his assistants and the district judges of said district and the official court reporter for their traveling expenses actually and necessarily incurred in the performance of their respective official duties.

Sec. 2. **Deputies at Virginia, Hibbing and Ely—Deputy sheriff and clerk.**—There shall be at all times a chief deputy sheriff of said county and a chief deputy clerk of said district court and such other deputies as may be necessary, resident at said City of Virginia and village of Hibbing or said City of Ely, and their appointment shall be made in the same manner as other deputy sheriffs and deputy clerks of the district court in said counties.

The salaries of such deputies shall be fixed and paid in the same manner as other such deputies, except that the salary of such chief deputies shall be not less than \$2,000 per year.

But the offices of said deputy sheriff and the offices of said deputy clerk at Virginia and Hibbing or said city of Ely shall not in any sense be considered or deemed to be the office of the sheriff or the office of the clerk of said court for any purpose, except for the performance of their respective duties, relating solely to proceedings tried or to be tried at said city of Virginia or village of

Hibbing or *said city of Ely*, except that marriage licenses and naturalization papers may be issued by said deputy clerk.

Sec. 3. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 372—H. F. No. 1128.

An Act amending Chapter 449 of the Laws of Minnesota for the year 1913, being "An Act providing for the expression of the people of the United States; providing for the election of delegates and alternates to national party conventions and providing for the expenses of delegates and alternates, and the election of national committeemen therefor."

Be it enacted by the Legislature of the State of Minnesota :

Section 1. **Petition to be filed with secretary of state 40 days before election.**—That Section 4 of Chapter 449 of the Laws of Minnesota for the year 1913, be, and the same is hereby amended so as to read as follows:

"Sec. 4. The names of candidates for president and vice-president shall be placed upon the ballot by a petition of two per centum of the total vote cast for the candidate for president at the last preceding presidential election of the political party with which such signers are affiliated, not exceeding, however, five hundred (500) petitioners, *such petition to be filed with the secretary of state not less than forty (40) days before such election.* Any person eligible and desirous of having his name placed upon the ballot as a candidate for presidential elector or delegate, shall, at least thirty (30) days before such election, file his affidavit with the secretary of state when to be voted for in more than one county, and with the county auditor when in a single county, stating his residence, that he is a qualified voter of the sub-division where he seeks nomination, the name of his party and the office for which he desired to be a candidate and either that he affiliated with such party at the last general election and either that he did not vote thereat, or voted for a majority of the candidates of said party at the last general election and intends to so vote at the ensuing election, and that he will, to the best of his judgment and ability, faithfully carry out the wishes and preferences of the voters of his political party as expressed by the voters at such nominating election; *and the affidavit of such candidate for delegate shall further specify his choice of the names so filed by petition as candidates for president.*"

Sec. 2. **Delegates elected to appoint alternates.**—That Section 7 of Chapter 449, Laws of Minnesota for the year 1913 be, and the same is hereby amended so as to read as follows:

"Sec. 7. In the election of delegates to party conventions the persons having the largest number of votes shall be elected delegates, and each delegate so elected shall forthwith, upon notification of such election, by an instrument in writing, filed in the office of the secretary of state, appoint one alternate who shall accept such appointment in writing likewise filed therein, and who shall therein declare his choice for president, which choice shall be the same as that of the delegate making the appointment and such persons so chosen shall be the delegates and alternates to the national conventions of the respective political parties participating therein."

Sec. 3. **Provision for voting for electors and delegates.**—That Section 8 of Chapter 449 of the Laws of Minnesota for the year 1913, be, and the same is hereby amended so as to read as follows:

"Sec. 8. The secretary of state shall certify to the auditors of the several counties the names of all persons to be voted for within such counties whose affidavits or petitions have been properly filed with him for presidential electors, delegates, president and vice-president of the United States as near as practicable, as provided by Sections 186 and 187 of the Revised Laws of 1905, as amended, and the county auditors shall prepare for use in their respective counties, a primary ballot for such election, which ballot shall be substantially in the following form:

..... Party		
Candidates for President		
.....		
Candidates for Delegates		
For	For	For
Vote for	Vote for	Vote for
.....		
.....		
.....		
Candidates for Vice-President		
Vote for one.		

.....
The several officers whose duty it is to prepare such ballots shall cause to be printed therein the number of electors and delegates each elector using such ballot is entitled to vote for and the names of the candidates for delegates, which shall be listed under the names of the respective affidavits of such candidates for delegates. Such ballot shall also be so printed as to afford an opportunity for the person using the same to express his choice for the office of vice president. The names of all candidates for president and vice-president of the United States shall be so printed on said ballots solely upon petition of their political supporters in Minne-

sota without such persons themselves signing any petition or acceptance, and the persons receiving the highest number of votes of his party voters shall be decided to be the choice of such party for the office of president and vice-president of the United States and the delegates of such political party shall, to the best of their judgment and ability, faithfully carry out the wishes and preference of the voters of his political party as expressed at such election."

Sec. 4. Inconsistent acts repealed.—All acts and parts of acts inconsistent herewith are hereby repealed.

Sec. 5. Section Nine (9) of Chapter 449 of the General Laws of 1913 is hereby repealed.

Approved April 24, 1915.

CHAPTER 373—H. F. No. 1183.

An Act to provide for a levy of taxes for state purposes for the fiscal years ending July 31, 1916, and July 31, 1917.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Tax levy of \$1,865,000 authorized for 1916.—For the purpose of defraying the expenses of the state for the fiscal year ending July 31st, 1916, a tax of one million eight hundred sixty-five thousand dollars (\$1,865,000), or as near that amount as practicable, shall be levied on all the taxable property of the state; provided, that the tax hereby levied shall not exceed the rate of one and four-tenths mills on each dollar of taxable property.

Sec. 2. Same levy for 1917.—For the purpose of defraying the expenses of the state for the fiscal year ending July 31st, 1917, a tax of one million eight hundred sixty-five thousand dollars (\$1,865,000) or as near that amount as practicable, shall be levied on all taxable property of the state; provided, that the tax hereby levied shall not exceed the rate of one and four-tenths mills on each dollar of taxable property.

Sec. 3. How paid and collected.—All taxes levied under the provisions of this act, when collected and paid into the state treasury, shall be placed to the credit of the general revenue fund only.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 374—H. F. No. 1161.

DEPARTMENTAL APPROPRIATION BILL.

An Act to appropriate money for expenses of the state government and for other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Appropriations for state government, etc.**—The sums hereinafter named, or so much thereof as may be necessary, are hereby appropriated from any moneys in the state treasury not otherwise appropriated, for the purpose specified in the following sections of this act, to be available, where not otherwise stated, for each of the fiscal years ending July 31st, 1916, and July 31st, 1917.

Sec. 2. Executive department:

1. For maintenance	\$18,100.00
2. For contingent fund	5,000.00
3. For board of pardons	300.00
4. For requisitions and rewards.....	2,000.00

To be expended at the discretion of the governor.

Sec. 3. Judicial department:

1. For maintenance of supreme court	\$70,690.00
2. For maintenance of supreme court, available for the year ending July 31, 1915.....	408.38
3. For contingent fund for supreme court.....	1,000.00
4. For contingent fund reporter, supreme court..	100.00
5. Salaries of district court judges, active.....	180,600.00
6. Salaries of district court judges, retired.....	8,400.00
7. District court referees	600.00
8. For traveling expenses of district court judges, available for the year ending July 31, 1915...	10,000.00
9. For traveling expenses of district court judges..	5,000.00

Sec. 4. Attorney general's office.

1. For maintenance	\$31,800.00
2. For contingent fund	4,000.00
3. For special contingent fund in connection with enforcement of corrupt practices act.....	2,000.00
4. For special contingent fund in connection with collection of inheritance taxes.....	8,000.00
5. For special contingent fund in connection with railroad rate cases, available for year ending July 31, 1916	15,000.00
6. For special contingent fund in connection with railroad rate cases, available for year ending July 31st, 1917.....	5,000.00

Sec. 5. State auditor's office.

1. For maintenance	\$32,630.00
--------------------------	-------------

2. For contingent fund and voucher checking.....	3,000.00
3. For examining, appraising and selling state land, estimating and selling pine timber and detecting trespass upon and caring for state lands	28,000.00
4. For expense of caring for, selecting and examining swamp lands, defending swamp land contentions and examining vacant government land for indemnity school land selections....	6,000.00
5. For expense examining and inspecting state mineral lands and examining operations thereon.	32,000.00
6. For expenses of the state auditor and the state board of timber commissioners under Chap. 204, G. L. 1905.....	4,000.00
Sec. 6. State treasurer's office.	
1. For maintenance	\$18,100.00
2. For contingent fund	2,000.00
3. For surety bond premium	1,200.00
4. For express and exchange	1,600.00
5. For commercial agency reports.....	200.00
Sec. 7. Secretary of State's office.	
1. For maintenance	\$15,700.00
2. For contingent fund	2,000.00
3. For exchange of public documents.....	500.00
4. For carrying out automobile law, available for year ending July 31, 1915.....	40,000.00
5. For carrying out automobile law.....	20,000.00
Of which amounts referred to in No. 4 and No. 5, \$1,500 is for annual salary for automobile clerk, \$1,200 for annual salary of index clerk and stenographer; and not more than \$1,200 for extra clerk hire annually.	
Sec. 8. State tax commission.	
1. For maintenance	\$33,300.00
2. For expense of re-assessments ordered by said commission as provided by law.....	10,000.00
Sec. 9. Insurance commissioner.	
1. For maintenance	\$33,500.00
2. For contingent fund	5,500.00
3. For office furniture, available for year ending July 31, 1915	1,400.00
4. For carrying out Chap. 101, G. L. 1915, available at once	1,000.00
Sec. 10. Railroad & Warehouse Commission.	
1. For maintenance	\$70,000.00
2. For additional maintenance, including the regulation of telephones	5,000.00

Sec. 11. Dairy and food department.

- | | |
|---|-------------|
| 1. For maintenance | \$45,500.00 |
| 2. For contingent for year ending July 31, 1917 ... | 15,800.00 |
| 3. For maintenance and necessary equipment of experimental creamery at Albert Lea | 5,000.00 |

Sec. 12. Bureau of labor.

- | | |
|---|-------------|
| 1. For maintenance | \$43,680.00 |
| 2. For contingent fund | 20,000.00 |
| 3. For maintenance division of deaf | 1,000.00 |

Sec. 13. State board of control.

- | | |
|--------------------------|-------------|
| 1. For maintenance | \$45,000.00 |
|--------------------------|-------------|

Sec. 14. Department of education.

- | | |
|--|-------------|
| 1. For maintenance | \$25,500.00 |
| 2. For contingent fund, of which \$500.00 shall be immediately available | 5,000.00 |

Sec. 15. State library.

- | | |
|--------------------------------|------------|
| 1. For maintenance | \$6,900.00 |
| 2. For contingent fund | 750.00 |
| 3. For books and binding | 6,500.00 |

Sec. 16. Library commission.

- | | |
|---|-------------|
| 1. For maintenance, to be expended as provided by law | \$13,500.00 |
|---|-------------|

Sec. 17. State banking department.

- | | |
|------------------------------|-------------|
| 1. For maintenance | \$43,100.00 |
| 2. For contingent fund | 18,900.00 |

Sec. 18. Public examiner.

- | | |
|---|-------------|
| 1. For maintenance | \$33,400.00 |
| 2. For contingent fund, available for year ending July 31, 1916 | 13,000.00 |

Sec. 19. State board of health.

- | | |
|--|-------------|
| 1. For maintenance | \$14,500.00 |
| 2. For maintenance available for year ending July 31, 1915 | 8,000.00 |
| 3. For recording vital statistics | 5,000.00 |
| 4. For dealing with preventable diseases | 15,000.00 |
| 5. For expense of maintaining laboratories, \$3,000 of which amount shall be applied to the maintenance of the public laboratory at Duluth, \$2,500 to the maintenance of the public laboratory at Mankato, \$14,500 to the maintenance of the public laboratory of the board of health at the state university at Minneapolis | 20,000.00 |
| 6. For providing free anti-toxin | 5,000.00 |
| 7. For conducting Pasteur institute | 7,000.00 |
| 8. For sanitary engineering work | 7,000.00 |

9.	For dealing with and caring for indigent non-residents who are carriers of typhoid fever or other infectious diseases, available for the year ending July 31, 1915	500.00
10.	For dealing with and caring for indigent non-residents who are carriers of typhoid fever or other infectious diseases	500.00
Sec. 20. Advisory commission of the Minnesota (state) sanatorium for consumptives.		
1.	For maintenance	\$15,000.00
2.	For authorized expenditures by the state in the planning, construction and equipment of county and district tuberculosis hospitals and sanatoria, and for the care of inmates therein, as provided by law	\$100,000.00
Sec. 21. Printing commission.		
1...	Printing, advertising and binding as may be required by the several state departments as provided by law, available for the year ending July 31, 1916	\$50,000.00
2.	Printing, advertising and binding as may be required by the several state departments as provided by law, available for the year ending July 31, 1917	70,000.00
3.	For cost of blue book for the year ending July 31, 1915	20,000.00
4.	For salary of state printer	2,400.00
Sec. 22. Department of oil inspection.		
1.	For maintenance	\$55,000.00
2.	For maintenance, available at once	10,000.00
Sec. 23. Bureau of immigration.		
1.	For maintenance	\$25,000.00
Sec. 24. State forestry board.		
1.	For maintenance and fire protection	\$40,000.00
Sec. 25. Game and fish commission.		
1.	For maintenance	\$13,180.00
2.	For contingent fund, for warden service and miscellaneous expenses	50,000.00
3.	For gathering and distributing pike spawn and trout, bass and crappie fry	8,000.00
4.	St. Paul Hatchery:	
1.	For maintenance	8,000.00
2.	For repairs to building for year ending July 31, 1916	1,000.00
3.	For driveway for year ending July 31, 1916	1,000.00

5. Glenwood hatchery:
 1. For maintenance \$ 7,000.00
 2. For hatchery building, available for year ending July 31, 1916 6,000.00
 3. For balance due for purchase of lands available for the year ending July 31, 1915 500.00
 6. Detroit hatchery:
 1. For maintenance 4,000.00
 2. For additional lands for bass ponds, available for the year ending July 31, 1915 . 2,500.00
 3. For bass ponds, available for the year ending July 31, 1915 5,000.00
 4. For bass ponds, available for the year ending July 31, 1916 5,000.00
 7. Granite Falls hatchery:
 1. For maintenance 1,000.00
 2. For fence, available for the year ending July 31, 1916 100.00
 3. For retaining wall, available for the year ending July 31, 1916 500.00
 4. For clearing and grading, available for the year ending July 31, 1916 400.00
 8. For the establishment of the seventh fish hatchery in the county of St. Louis at or near the power plant of the city of Tower, and below the dam of Pike River on the southwest quarter of the northwest quarter or the southwest quarter of section three, township sixty-one north, of range sixteen west of the fourth principal meridian, available during the year ending July 31, 1915 2,500.00
- Sec. 26. **Live stock sanitary board.**
1. For maintenance and for animals killed by order of the board, to be expended under authority of and pursuant to the provisions of law \$52,000.00
 2. For payment for animals affected with the foot and mouth disease, killed by order of the live stock sanitary board, pursuant to the provisions of law, available for the year ending July 31, 1916 50,000.00
- Sec. 27. **Drainage commission.**
1. For maintenance \$ 3,500.00
 2. For topographical and hydrographical surveys . 6,750.00
- Sec. 28. **Adjutant general.**
1. For maintenance \$12,070.00

2.	For contingent fund	500.00
3.	For maintenance of National Guard, as provided by law; to assist cities and villages in providing, equipping and maintaining armories for the National Guard, providing an equal amount shall be appropriated for the same purpose by such city or village, not to exceed \$250.00 for each battery or company per year, the same to be paid to the commanding officer or armory board in charge of such armory, available for the year beginning June 1, 1915.	\$89,890.00
4.	For maintenance of National Guard, as provided by law; to assist cities and villages in providing, equipping and maintaining armories for the National Guard, providing an equal amount shall be appropriated for the same purpose by such city or village, not to exceed \$250.00 for each battery or company per year, the same to be paid to the commanding officer or armory board in charge of such armory, available for the year beginning June 1, 1916.	89,890.00
5.	For maintenance and support of the Naval Militia; and to assist cities and villages in providing, equipping and maintaining armories for the Naval Militia, providing an equal amount shall be appropriated for the same purpose by such city or village, not to exceed \$250.00 for each division or company per year, the same to be paid to the commanding officer or armory board in charge of such armory	13,500.00
6.	For construction of fireproof store house for National Guard at Camp Lakeview, available for year ending July 31, 1916	8,000.00
7.	For payment of pensions to Indian War Veterans as provided by law	40,000.00
Sec. 29. Soldiers' home.		
1.	For maintenance	\$80,000.00
2.	For repairs	5,000.00
3.	For improving main power plant, available for the year ending July 31, 1916	5,000.00
Sec. 30. State highway commission.		
1.	For maintenance	\$100,000.00
Sec. 31. Hotel inspection department.		
1.	For maintenance	\$ 6,000.00
Sec. 32. Inspector of apiaries.		
1.	For maintenance	\$ 2,000.00

Sec. 33. State entomologist.

- | | |
|---|-------------|
| 1. For maintenance | \$ 6,300.00 |
| 2. For nursery inspection according to the provisions of Chapter 206, G. L. 1913, and acts amendatory thereof | \$ 3,000.00 |

Sec. 34. State fire marshal.

- | | |
|--------------------------|--|
| 1. For maintenance | |
|--------------------------|--|

Sec. 35. Miscellaneous boards and commissions.

- | | |
|--|-------------|
| 1. Board of law examiners, for disbarment proceedings under Section 4961, G. S. 1913 | \$ 1,000.00 |
| 2. Minimum wage commission, maintenance | \$ 5,000.00 |
| 3. State board of arbitration, maintenance | 1,000.00 |
| 4. State board of visitors, maintenance | 5,000.00 |

Sec. 36. New capitol.

- | | |
|--|-------------|
| 1. For maintenance | \$75,000.00 |
| 2. For new furniture, carpets, etc. | 5,000.00 |
| 3. For stoker and repairs in engine room, available for the year ending July 31, 1916..... | 8,000.00 |

Sec. 37. Old capitol.

- | | |
|---|-------------|
| 1. For maintenance | \$11,500.00 |
| 2. For repairs, available for the year ending July 31, 1916 | 2,500.00 |
| 3. For special repairs, available for the year ending July 31, 1916 | 9,500.00 |

Sec. 38. State parks.

- | | |
|--|-------------|
| 1. Itasca State Park: | |
| 1. For care and improvement and for roads, fire lines and trails | \$12,500.00 |
| 2. Burntside State Park: | |
| 1. For care and improvement and for roads, fire lines and trails | 2,500.00 |
| 3. Interstate Park-Dalles of the St. Croix: | |
| 1. For maintenance, purchase of lands and improvement | 2,500.00 |
| 2. For salary of Geo. H. Hazzard as Supt. ... | 1,200.00 |
| 4. Minneopa State Park: | |
| 1. For maintenance, available for the year ending July 31, 1915..... | 400.00 |
| 2. For maintenance | 600.00 |
| 3. For purchase of additional land | 1,000.00 |
| 5. Traverse des Sioux Treaty Site Park: | |
| 1. For maintenance | 250.00 |
| 6. Alexander Ramsey State Park: | |
| 1. For maintenance | 1,500.00 |
| 7. Fort Ridgely State Park: | |
| 1. For maintenance | 500.00 |

- | | |
|--|-----------|
| 2. For improvements, available for the year ending July 31, 1915 | 1,000.00 |
| 8. Camp Release State Park: | |
| 1. For maintenance | 100.00 |
| 9. Horace Austin State Park: | |
| 1. For maintenance, available for the year ending July 31, 1916 | 5,000.00 |
| <p>Provided, that this amount shall not be deemed available unless nor until citizens of Austin or Mower county shall have first raised and placed as available for the same purpose an amount equal to the amount now and hereby appropriated.</p> | |
| 10. For the establishment of a public park in township 48 N. Ranges 15 and 16 W. and township 49 N. Range 16 W., in Carlton county, Minnesota, to be known as the "Jay Cooke state Park," and for the necessary cost and expense of acquiring and caring for the same..... | 15,000.00 |
| <p>Provided, that the foregoing appropriation shall not be available until nor unless the St. Louis River Water Power Company, a corporation, shall cause to be duly conveyed to the state of Minnesota without cost to it, but subject to such reservations as may be approved by the Governor, and within six months from the taking effect of this act, about 2,000 to 2,500 acres of land owned by said company lying along and on both sides of the St. Louis River in said townships 48 N. Ranges 15 and 16 W., which lands shall be incorporated in said park; that the Governor of this state may appoint one or more commissioners who shall act with the attorney general of this state, without pay, in securing, and they are hereby authorized to secure for the state, either by purchase, gift or condemnation, not more than 4,000 acres of land in the foregoing described townships, in addition to the lands of the St. Louis River Water Power Company above referred to and contiguous thereto, all of which lands when so acquired shall forever be dedicated to public use and suitably improved and maintained as a public park to be known as "The Jay Cooke State Park," the supervision and control of which park shall be vested in such state officer</p> | |

or department as shall have charge of the public lands of the state.

Sec. 39. Miscellaneous societies and associations.

1. Sibley House Association, for maintenance of Sibley House \$600.00
2. Minnesota department G. A. R. maintenance of headquarters 1,000.00
3. Ladies of the G. A. R. caring for veterans of civil war, their wives and widows at the Anoka cottage 3,500.00
4. Minnesota State Historical Society, for maintenance 20,000.00
5. State Agricultural Society, repairs to buildings, available April 1, 1915..... 10,000.00
6. State Agricultural Society, repairs to buildings, available April 1, 1916..... 10,000.00
7. County and district agricultural societies, to aid them pursuant to the provisions of Section 3098 R. L. 1905, and acts amendatory thereof to be paid out for premiums on exhibits only to county and district agricultural fairs held during the year last preceding..... 85,000.00
8. Poultry associations, to aid in the payment of premiums at exhibitions of poultry by the following societies: Cannon Valley Agricultural & Poultry Association; Pine County Poultry Association; Chisago County Poultry Association; Grant County Poultry Association of Herman; Plainview Poultry Association; The Minnesota State Poultry Association; The Northern Minnesota Poultry Association; The Duluth Poultry Association; Southeastern Minnesota Poultry Association; The Douglas County Poultry Association; The Kandiyohi County Poultry Association; The Lake County Poultry Association; The Winona County Poultry Association; The Mower County Poultry Association; The Renville County Poultry Association; The Range Poultry Association; The Cokato Poultry Association of Cokato, Minn.; The McLeod County Poultry Association; The Southern Minnesota Poultry & Fanciers Association of Albert Lea; The Cannon Valley Poultry Association of Faribault; The Central Minnesota Poultry Association of St. Cloud, Minnesota; The Boys and Girls Agricultural Fair and Poultry Association of Oak Center,

Minn.; The Chippewa County Poultry Association of Montevideo; The Otter Tail County Poultry Association; The Southwestern Minnesota Poultry & Pet Stock Association, Windom, Minnesota; Jackson County Poultry Association, Lakefield, Minnesota; Houston County Poultry Association; Fillmore County Poultry Association	15,000.00
Provided, that no one association or society shall receive an amount greater than the annual premiums paid to exhibitors by them, and shall not in any case exceed the sum of four hundred dollars (\$400.00) to any one county. Provided further, that any society or association to be entitled to their distributive share of this appropriation shall file annually with the state auditor, on or before the first day of March of each year, a sworn statement signed by the president or secretary of such association or society, showing the amount of cash premiums paid during the year to exhibitors, and the amount to be distributed to such society or association from said fund shall be based and determined upon the amount of cash premiums paid out as hereinbefore provided.	
9. Minnesota Live Stock Breeders Association, for aid	2,000.00
10. State Dairymen's Association for publishing reports and information of the work of the society	4,000.00
11. State Horticultural Society, aid.....	6,500.00
Sec. 40. Miscellaneous funds.	
1. Farmers institutes, maintenance.....	\$23,000.00
2. County Agricultural agents, to be paid out pursuant to the provisions of Chapter 376, G. L. 1913, and acts amendatory thereof.....	15,000.00
3. Horse thief bounties	2,000.00
4. Wolf bounties, available for year ending July 31, 1915	20,000.00
5. Wolf bounties	10,000.00
6. Drainage assessments on state lands, available for the year ending July 31, 1915.....	300.00
7. Drainage assessments on state lands.....	22,500.00
8. State insurance fund, available for year ending July 31, 1916	50,000.00
9. State insurance fund, available for the year ending July 31, 1917.....	75,000.00

10.	For inheritance tax payments to counties available for the year ending July 31, 1916.....	80,000.00
11.	For inheritance payments to counties, available for the year ending July 31, 1917.....	50,000.00
12.	For vessel tonnage tax, available for the year ending July 31, 1915.....	2,364.68
13.	For vessel tonnage tax.....	10,000.00
14.	For payment of county treasurers' fees for public land collections	100.00
15.	For aid to fire departments, as provided by law...	135,000.00
16.	Fees to registers and receivers, U. S. Land Offices	400.00
17.	For burial of soldiers and sailors and markers for their graves, as provided by law.....	7,500.00
18.	For mileage and per diem of sheriffs for conveying prisoners to State Prison and State Reformatory, as provided by law.....	11,500.00
19.	For publishing laws in the legal newspapers of the state, available for the year ending July 31, 1915	40,000.00
20.	For compensation of members of the legislature available for the year ending July 31, 1917...	196,000.00
21.	For purchase of Minnesota reports, as provided by law	3,200.00

Sec. 41. Miscellaneous refundments.

1. For refundment to municipalities of the Inebriate Hospital tax paid on cancelled liquor licenses, as follows, available for the year ending July 31, 1915:

Village of Deer River	\$21.25
Village of Ellendale	26.83
Village of Kasota	13.21
Village of Rush City	28.91
Village of Walker	53.38
City of Brainerd	9.29
City of Ely	6.03
City of Glenwood	6.66
City of Madison	17.50
City of Marshall	92.35
City of Minneapolis	106.34
City of Two Harbors	46.34
County of Itasca	8.26
County of St. Louis	10.00
2. For refundment of excess taxes per order of Minnesota tax commission, available for the year ending July 31, 1915, as follows:

Chicago, Rock Island & Pacific Ry. Co.,...	358.31
Chicago, Great Western R. R. Co.....	116.50

Chicago, Great Western R. R. Co.....	112.04
Hendrum Telephone Co.....	15.84
Cedar Lake Telephone Co.....	20.63
Farmers Co-operative Telephone Co. of Tra- verse	10.73
Brownsdale Telephone Co.....	118.54
Northern Pacific Ry. Co.....	34,849.95

3. For the purpose of reimbursing the following churches and associations to the extent of \$50.00 each, the same being the fee which the said church or association paid into the state treasury under the ruling of the attorney general's office under date of July 6, 1911, and which ruling was reversed by a decision of the supreme court in the case of Scherping vs. Julius A. Schmahl, secretary of state, available for the year ending July 31, 1915..... 900.00
- Roman Catholic Diocese of Duluth.
Norwegian Danish Evangelical Free Church Association of N. A.
The Guild of Catholic Women.
The Church of St. Martin of Rogers.
Blessed Virgin of Assumption Church, McKinley.
Church of St. Joachim of Plainview.
Church of St. Mary, of New Ulm.
Church of the Immaculate Conception of Pine City.
Church of St. Ambrose of St. Paul.
Church of Holy Name of Vesta.
Church of the Sacred Heart, Robbinsdale.
Memorial Day Association.
St. Paul Lutheran Hospital Association.
St. Andrew Hospital Association of the German Lutheran Church.
Minneapolis Fresh Air Fund and Outing Association.
Chisholm Finnish Public Home Association.
Talmud Tora, which was incorporated as the Minneapolis Hebrew Free School Kenneseth Israel on April 4, 1912, the name being changed on December 31, 1913.
Stillwater Club.
4. For refundment of re-assessment expenses overpaid as per order of the Minnesota tax commission, available for the year ending July 31, 1915, as follows:

Wabasha county	\$49.65
Nicollet county	34.76
5. For refundment to Clay county of overpayment 1913 hunters licenses, available for the year ending July 31, 1915.....	620.10
6. For refundment of overpayment of inheritance taxes in estate of Emma Remmetter, deceased, per findings of Ramsey county probate court dated May 18, 1914.....	575.54
7. For refundment of overpayment of interest on the inheritance taxes in the estate of General Sir Reginald Ramsey Gipps, G. C. B. of Eng- land, as recommended by the attorney general, under date of January 8, 1915, available for the year ending July 31, 1915.....	11.83
8. For refundment to Georgia Bryant of overpay- ment of inheritance taxes in the estate of Mary A. Crary, deceased, of Goodhue county, as per findings of the probate court of Goodhue county, dated February 15, 1915, available for the year ending July 31, 1915.....	99.48
Sec. 42. Miscellaneous appropriations.	
1. For the purpose of assisting in the construction of what is known as the Snelling-Como Ave. West sewer system in the City of St. Paul, ad- jacent to the State Fair grounds and the State Experimental farm, available for the fiscal year ending July 31, 1916.....	\$15,000.00
2. For the purpose of assisting in the construction of what is known as the Snelling-Como Ave. West sewer system in the City of St. Paul, ad- jacent to the State Fair grounds and the State Experimental farm, available for the fiscal year ending July 31, 1917.....	\$15,000.00
Said sums to be paid to the city treasurer of the City of St. Paul when the president and secre- tary of the State Agricultural Society and the regents of the state university shall have certi- fied to the state treasurer that a contract for the construction of said sewer has been let by said city and its performance secured by bond as required by the Gen. Statutes of Minnesota, 1913, Sections 8245 and 8246, said bond also to be approved by the governor, and that the sewer provided for in and by said contract is sufficient to adequately serve the buildings un- der the control of said State Agricultural So-	

ciety and at the said State Experimental farm.

3. To pay the proper and necessary expenses of the Lake Superior and Mississippi Canal Commission duly appointed by joint resolution memorializing congress in favor of a canal connecting Lake Superior with the Mississippi river via the Brule and St. Croix river, and providing for the appointment of a commission to promote the construction thereof and to act in conjunction with the commission appointed by other states, approved March 31, 1913, in addition to the unexpended balance to the credit of said commission appropriated by sub-section 3, Section 15, Chapter 583, G. L. 1913, which said balance is re-appropriated for said purposes available immediately..... \$1,500.00
 The governor is authorized to appoint two additional members of said commission and said commission is authorized to use the sum of \$1,000.00 of said amount for the purpose of securing further data by making surveys and taking levels.
4. To pay the Chisago County Agricultural Society on account of cash premiums paid by said society to exhibitors at a fair held at Rush City, Minnesota, Sept. 16, 17, 18, 1914, available for the year ending July 31, 1915..... 1,124.89
5. For a monument in each of the national cemeteries at Little Rock, Arkansas; Memphis, Tennessee, and Andersonville, Georgia, in memory of the Minnesota officers and soldiers of the Civil War there buried, to be erected by the commission appointed by Chapter 282 of the Laws of Minnesota of 1913..... \$10,000.00
 And in addition thereto, six thousand four hundred two and 77/100 (\$6,402.77) dollars or so much thereof as may be necessary, being the unexpended portion of twenty-five thousand (\$25,000.00) dollars that was appropriated on account of the Gettysburg fiftieth anniversary by Chapter 297 of the Laws of Minnesota 1913, to be available immediately. The appropriation of money from the state treasury made by Chap. 297, Laws 1913, so far as the same remains unexpended is hereby cancelled and repealed.

6. For the removal of the remains of twenty-three victims of the great Hinckley Fire of Sept. 1st, 1894, from the NE¼ Sec. 21, Twp. 40, R. 22, where they are now interred, to the Brookpark cemetery in the town of Brookpark in Pine county, and for the erection of a monument in said cemetery in commemoration of said victims \$1,500.00

P. A. Nelson, M. G. Scofield, A. E. Eddy, B. J. Kelsey and A. K. Parsons of Brookpark are hereby appointed a commission to have charge of the work. They shall serve without pay but shall be allowed actual expenses. The said commission shall make a full and complete report of its work to the governor, which report shall include an itemized statement of all the expenses incurred and shall be verified by a majority of the members of said commission. Upon approval of said report by the governor and by the state auditor, such expenses shall be paid by the state treasurer upon the warrants of the state auditor drawn to the order of the person or persons shown by said report to be entitled to receive the same. The expenses of said commission shall not exceed the sum of \$25.00.

7. For acquiring a site, not more than ten feet square, and erecting a granite monument thereon in Flora township, Renville county, Minnesota, to commemorate the murder of Johann Schwandt and certain members of his family and household, during the Sioux outbreak in 1862..... 200.00

Provided, that a commissioner who is a resident of Renville county, to be appointed by the secretary of state, shall personally contract for and supervise the work of erection of the monument, that he shall have the same properly inscribed and shall submit to the secretary of state an itemized statement of all necessary expenses incurred in the work, the same to be paid upon approval of the secretary of state. The expenses of said commissioner shall not exceed the sum of \$25.00.

Sec. 43. Governor, auditor and treasurer to borrow funds when necessary.—Whenever it becomes necessary in order to meet the current demands upon the revenue fund of the payment of

appropriations, the governor, auditor and treasurer may at any time prior to July 31, 1917, make such agreement with banks or other corporations or persons as they may deem advisable or necessary to pay warrants issued against said revenue fund pursuant to any such appropriation prior to the time when the money to meet such appropriation comes into the state treasury and whenever any warrants so issued are paid for the accommodation of the state, the money necessary to pay interest upon the amount of such warrants from time when such payment was made until the money to redeem such warrants comes into the state treasury at the rate agreed upon by said governor, auditor and treasurer, is hereby appropriated.

Approved April 24, 1915.

CHAPTER 375—H. F. No. 1177.

An Act to appropriate money for the state educational institutions and for other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. **Appropriations for state educational institutions, etc.**—The sums hereinafter named or so much thereof as may be necessary are hereby appropriated from any moneys in the state treasury not otherwise appropriated for the purposes specified in the following sections of this act, to be available, where not otherwise stated, for each of the fiscal years ending July 31, 1916 and July 31, 1917.

Sec. 2. **State university.**

1. For maintenance	\$550,000.00
2. For fuel	90,000.00
3. Law library	5,000.00
4. General library	15,000.00
5. General repairs, betterments and alterations...	30,000.00
6. University hospital support.....	85,000.00
7. Research and publication.....	10,000.00
8. Scientific books and apparatus.....	20,000.00
9. Physical education and public health.....	5,000.00
10. University high school.....	5,000.00
11. Summer sessions	3,500.00
12. Mines experiment station.....	10,000.00
13. Geological survey	8,250.00
14. University extension	25,000.00
15. Remodeling library building, available for the year ending July 31, 1916.....	10,000.00
16. Enlarging heating plant and lining tunnel, avail- able for the year ending July 31, 1916.....	55,000.00

- | | |
|--|-----------|
| 17. Paving and grading, available for the year ending July 31, 1917..... | 8,000.00 |
| 18. For special book purchases, available for the year ending July 31, 1916..... | 15,000.00 |
| 19. Sundry equipment items..... | 17,500.00 |
| 20. The money derived from the rents collected from the old buildings on the new campus extension is hereby appropriated for the maintenance and improvement of the university campus. | |
| 21. On the first day of May or thereabouts the state auditor and state treasurer are hereby authorized if the general revenue fund permits to credit the general university fund with the portion of the twenty-three one-hundredths of a mill tax levied in the preceding year and uncollected on said date. The amount of such tax so credited to be refunded or transferred to the revenue fund as the proceeds from the aforesaid tax levy are collected from the several counties and paid into the state treasury. | |

Sec. 3. Department of agriculture—University farm.

- | | |
|---|--------------|
| 1. Repairs, betterments and alterations..... | \$ 17,500.00 |
| 2. Campus maintenance | 3,500.00 |
| 3. Library | 9,000.00 |
| 4. Agricultural extension and home education, available for the year ending July 31, 1916.. | 30,000.00 |
| 5. Agricultural extension and home education, available for the year ending July 31, 1917.. | 25,000.00 |
| 6. Forestry experiments and support..... | 15,500.00 |
| 7. General experiment station investigations and research including studies of noxious weeds, plant diseases, farm management, field crops, agricultural engineering, bacteriology, grain and flour, soils, fruit-breeding, horticultural crops, animal nutrition, live stock, poultry, insects, marketing investigations, hog cholera, bee culture, seed-testing, tobacco and other necessary investigations. (Appropriating especially provided for the seed laboratory, bee culture, live stock and tobacco investigations by the last legislature, are not included in this item) | 50,000.00 |
| 8. Seed inspection | 5,000.00 |
| 9. Enlarging home economics building and equipment, available for the year ending July 31, 1916 | 45,300.00 |

10. Enlarging power house and equipment, available for the year ending July 31, 1917..... 30,000.00

11. Special improvements 8,750.00

Sec. 4. Northwest school and experiment station, Crookston, Minnesota.

1. General maintenance \$ 45,400.00

2. General repairs, betterments and alterations.... 7,500.00

3. Special improvements, available for the year ending July 31, 1916..... 9,500.00

Sec. 5. North central experiment station, Grand Rapids, Minnesota.

1. General maintenance \$ 10,000.00

2. Repairs, betterments and alterations..... 1,000.00

3. Special improvements, available for the year ending July 31, 1916..... 6,000.00

Sec. 6. West Central School and Station, Morris, Minnesota.

1. General maintenance \$ 34,500.00

2. General repairs, betterments and alterations.... 9,000.00

3. Special improvements, available for the year ending July 31, 1916..... 16,500.00

To be expended approximately as follows:

Improvement of water supply.....\$6,000.00

Sewerage and drainage 5,000.00

Alterations in heating plant..... 2,500.00

Farm cottage 3,000.00

4. Additional lands, available for the year ending July 31, 1916 2,500.00

5. Available for the construction and equipment of a farm engineering building to be situated at the School of Agriculture at Morris, for the year ending July 31, 1916..... 25,000.00

6. Available for the purchase of thoroughbred cows to be kept and used on the farm connected with the School of Agriculture at Morris, available immediately 5,000.00

7. One cottage, not fireproof, for the year ending July 31, 1917, costing not to exceed..... 15,000.00

Sec. 7. North east demonstration farm and experiment station, Duluth, Minn.

1. General maintenance \$ 7,600.00

2. Institute hall and equipment, available for the year ending July 31, 1917..... 7,000.00

3. For clearing land, available for the year ending July 31, 1916 3,000.00

Sec. 8. South east demonstration farm and experiment station, Waseca, Minn.

1. General support \$ 4,400.00

2. Alterations, betterments and repairs. 1,375.00

Sec. 9. **Fruit-breeding farm, Zumbra.**

1. General maintenance \$ 4,000.00

2. Special improvements, available for the year ending July 31, 1916 7,600.00

To be expended approximately as follows:

Dwelling for superintendent \$3,500.00

New greenhouse 2,000.00

Water supply and drainage 2,100.00

Sec. 10. The board of regents of the state university are hereby authorized to use the maintenance and support fund for any purpose connected with the university or the farm school at St. Anthony as they in their judgment may deem best for the interests of the university.

Sec. 11. **State normal schools.**

(a) **Winona:**

Support, including summer sessions and library \$ 71,700.00

Repairs, betterments and equipment. 3,000.00

Heating plant and electric wiring, available for the year ending July 31, 1916. 5,000.00

Changing old model school, available for the year ending July 31, 1916. 8,500.00

(b) **Mankato:**

Support, including summer sessions and library 73,000.00

Repairs, betterments and equipment. 3,000.00

Special repairs and equipment, available for year ending July 31, 1916. 4,000.00

Same, available for the year ending July 31, 1917 6,900.00

Improvement of dormitory and grounds. 1,500.00

(c) **Moorhead:**

Support, including summer sessions and library 73,000.00

Repairs, betterments and equipment. 2,500.00

Special repairs, betterments and equipment, available for the year ending July 31, 1916. 4,860.00

Same, available for year ending July 31, 1917. 2,200.00

Improvement of heating plant, available for the year ending July 31, 1916. 3,000.00

Improvement of grounds 750.00

(d) **St. Cloud:**

Support, including summer sessions and library 76,600.00

Repairs, betterments and equipment 2,500.00

Special repairs, betterments and equipment.. 4,500.00

(e) Duluth:

Support, including summer sessions and library	44,250.00
Repairs, betterments and equipment	2,500.00
Special repairs, available for the year ending July 31, 1916	1,250.00
Special repairs, available for the year ending July 31, 1917	9,000.00

- (f) For aid to commence erection and construction of a normal school building at Bemidji, as authorized by law, available for the year ending July 31, 1917..... 25,000.00

Sec. 12. Aid to high, graded, semi-graded and rural schools.

For aid to high, graded, semi-graded, consolidated, industrial and rural schools to be distributed as provided by law.....\$1,800,000.00

Provided, that the high school board and state superintendent of public instruction are authorized to expend each year from the amounts appropriated as aforesaid forty thousand dollars (\$40,000) for supervision and for examinations.

Sec. 13. Public school libraries.

For aid and maintenance to public school libraries \$ 25,000.00

For assistance in maintaining public schools on Indian reservations or territory heretofore occupied as such, where the taxable property is not sufficient to maintain public schools for five months, to be expended by the superintendent of education through the county board of education or the school board in whose county or district such territory mainly lies, and for teachers' wages and text books only.. 10,000.00

Training schools, institutes and examinations.. 40,000.00

Aid to common schools as provided in Chap. 341 G. L. 1911..... 40,000.00

Sec. 14. Warrants—Payments.—Whenever it becomes necessary, in order to meet the current demands upon the revenue fund of the payment of appropriations, the governor, auditor, and treasurer may at any time prior to July 31, 1917, make such agreement with banks or other corporations or persons as they may deem advisable or necessary to pay warrants issued against said revenue fund pursuant to any such appropriations prior to the time when the money to meet such appropriation comes into the state treasury, and any warrants so issued are paid for the accommodation of the state the money necessary to pay inter-

est upon the amount of such warrants from the time when such payment is made until the money to redeem such warrants comes into the state treasury, at the rate agreed upon by said governor, auditor and treasurer is hereby appropriated.

Approved April 24, 1915.

CHAPTER 376—H. F. No. 1162.

An Act to appropriate money for current expenses, buildings, and improvements at state institutions, and for other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. Appropriations for state charitable institutions.—The sums hereinafter named, or so much thereof as may be necessary, are hereby appropriated from any money in the state treasury not otherwise appropriated, for the purposes specified in the following sections of this act, to be available at the time designated opposite each item.

Sec. 2. Anoka state asylum.

Infirmary cottage, available for year ending July 31, 1917	\$55,000
Coal handling apparatus and vacuum pump, available for year ending July 31, 1916.....	3,000
Dairy barn, available for year ending July 31, 1916....	5,000
Improving grounds, available for year ending July 31, 1916	1,250
Improving grounds, available for year ending July 31, 1917	1,250
Connecting tunnels, available for year ending July 31, 1916	500
Repairs and betterments, available for year ending July 31, 1916.....	1,500
Repairs and betterments, available for year ending July 31, 1917	1,500
Current expense, available for year ending July 31, 1916	110,000
Current expense, available for year ending July 31, 1917	110,000

Sec. 3. Hastings state asylum.

Alterations and fireproofing east wing, main building, available for year ending July 31, 1916.....	\$55,000
Fire alarm and telephone system, available for year ending July 31, 1917.....	4,000

Roads and grounds, available for year ending July 31, 1916	500
Roads and grounds, available for year ending July 31, 1917	500
Bakery, kitchen and cold storage building, available for year ending July 31, 1917.....	40,000
Replanking bridge, available for year ending July 31, 1916	800
Repairs and betterments, available for year ending July 31, 1916	2,000
Repairs and betterments, available for year ending July 31, 1917	2,000
Current expense, available for year ending July 31, 1916	120,000
Current expense, available for year ending July 31, 1917	120,000
Sec. 4. Fergus Falls state hospital.	
Water purifier, available for year ending July 31, 1916	\$7,500
Fireproofing laundry, available for year ending July 31, 1916	5,000
Renewing and enlarging porches, available for year ending July 31, 1916.....	8,000
New plumbing, men's wards, available for year ending July 31, 1916.....	4,000
New ovens for bakery, available for year ending July 31, 1916	2,000
Laundry machinery, available for year ending July 31, 1916	1,500
Electric dumb waiters, additional (7) available for year ending July 31, 1917.....	1,500
Coal conveyor and improvements to boiler room, available for year ending July 31, 1917.....	18,000
Roads and grounds, available for year ending July 31, 1916	750
Roads and grounds, available for year ending July 31, 1917	750
Repairs and betterments, available for year ending July 31, 1916	5,000
Repairs and betterments, available for year ending July 31, 1917	5,000
Current expense, available for year ending July 31, 1916	263,750
Current expense, available for year ending July 31, 1917	263,750

Sec. 5. Rochester state hospital.

Fireproofing and new floors, available for year ending July 31, 1916.....	\$10,000
Fireproofing and new floors, available for year ending July 31, 1917.....	10,000
New sewerage system, available for year ending July 31, 1916	12,000
Laundry machinery, available for year ending July 31, 1916	2,000
New plumbing, available for year ending July 31, 1916	2,000
New plumbing, available for year ending July 31, 1917	2,000
New granary, available for year ending July 31, 1917..	2,000
Wagon shed, available for year ending July 31, 1916...	1,000
Resurfacing and improving 5th st., available for year ending July 31, 1916.....	1,000
Demolishing old smokestack, available for year ending July 31, 1916	250
Repairs and betterments, available for year ending July 31, 1916	5,000
Repairs and betterments, available for year ending July 31, 1917	5,000
Current expense, available for year ending July 31, 1916	220,000
Current expense, available for year ending July 31, 1917	220,000

Sec. 6. St. Peter state hospital.

Fireproofing detached ward north, available for year ending July 31, 1917.....	\$50,000
Continuation fireproofing south wards, available for year ending July 31, 1916.....	30,000
Improvement and grading state road and grounds, available for year ending July 31, 1916.....	2,000
Power plant improvements, available for year ending July 31, 1916.....	35,000
New bake ovens, available for year ending July 31, 1917	3,000
Building for criminal insane, contingent, available for year ending July 31, 1916.....	50,000
Repairs and betterments, available for year ending July 31, 1916	5,000
Repairs and betterments, available for year ending July 31, 1917	5,000
Current expense, available for year ending July 31, 1916	235,000
Current expense, available for year ending July 31, 1917	240,000

Sec. 7. School for the blind.

Fireproofing center and auditorium extension, available for year ending July 31, 1917.....	\$50,000
Re-wiring main building, superintendent's residence, hospital and barn, available for year ending July 31, 1916	1,000
Reconstruction hospital, available for year ending July 31, 1916	1,000
Reconstruction broom shop, available for year ending July 31, 1916	1,000
Rebuilding pipe organ and new grand piano, available for year ending July 31, 1917.....	1,700
Additional fencing, available for year ending July 31, 1916	1,000
Fire escape, south wing, available for year ending July 31, 1916	1,500
Fire protection apparatus, available for year ending July 31, 1916.....	600
Musical supplies, available for year ending July 31, 1916	500
Musical supplies, available for year ending July 31, 1917	500
Library and printing, available for year ending July 31, 1916	1,000
Library and printing, available for year ending July 31, 1917	1,000
Industrial equipment, available for year ending July 31, 1916	1,000
Industrial equipment, available for year ending July 31, 1917	1,000
Summer school, available for year ending July 31, 1916	2,500
Summer school, available for year ending July 31, 1917	2,500
Repairs and betterments, available for year ending July 31, 1916.....	2,500
Repairs and betterments, available for year ending July 31, 1917	2,500
Current expense, including agency, available for year ending July 31, 1916.....	35,000
Current expense, including agency, available for year ending July 31, 1917.....	35,000

Sec. 8. School for the deaf.

Rewiring laundry and hospital, available for year ending July 31, 1917.....	\$1,000
Roads and grounds, available for year ending July 31, 1916	1,000
Roads and grounds, available for year ending July 31, 1917	1,000

New switchboard, available for year ending July 31, 1917	1,000
Gallaudet students, available for year ending July 31, 1916	200
Gallaudet students, available for year ending July 31, 1917	200
Library, available for year ending July 31, 1916.....	250
Library, available for year ending July 31, 1917.....	250
Instruction and appliances, deaf-blind, available for year ending July 31, 1916.....	1,000
Instruction and appliances, deaf-blind, available for year ending July 31, 1917.....	1,000
School appliances, available for year ending July 31, 1916	250
School appliances, available for year ending July 31, 1917	250
Repairs and betterments, available for year ending July 31, 1916	4,000
Repairs and betterments, available for year ending July 31, 1917	4,000
Hydrants and mains, available for year ending July 31, 1917	1,000
Print shop equipment, available for year ending July 31, 1917	5,000
Additional land, available for year ending July 31, 1915	4,500
Current expense, available for year ending July 31, 1916	72,500
Current expense, available for year ending July 31, 1917	72,500
Sec. 9. School for feeble minded.	
Power plant improvements, available for year ending July 31, 1916	\$25,000
Addition and reconstruction hospital, available for year ending July 31, 1917.....	30,000
Sewerage Grand View colony, available for year ending July 31, 1916	3,000
Sewerage Wolcott colony, available for year ending July 31, 1916.....	2,400
Insurance money for barns (on hand) to complete horse barn, available for year ending July 31, 1916	3,183
Building connections to new sewer, available for year ending July 31, 1916.....	5,100
Enclosure for children's grounds, Sunnyside, available for year ending July 31, 1917.....	1,500
Grounds and fencing, available for year ending July 31, 1916	1,750

Grounds and fencing, available for year ending July 31, 1917	1,750
Fireproofing and plumbing tower and new floor in north wing, available for year ending July 31, 1916	13,000
Three fire escapes, available for year ending July 31, 1916	4,800
Repairs tuberculosis hospital, available for year ending July 31, 1917.....	3,000
New floors, girls' epileptic cottages, available for year ending July 31, 1917.....	4,000
Water tank and tower, available for year ending July 31, 1916	10,000
Additional shop room, available for year ending July 31, 1916	2,000
Repairs and betterments, available for year ending July 31, 1916.....	7,500
Repairs and betterments, available for year ending July 31, 1917.....	7,500
Current expense, available for year ending July 31, 1916	242,500
Current expense, available for year ending July 31, 1917	242,500

Sec. 10. **State public school.**

New heating plant, available for year ending July 31, 1916	\$60,000
Ground lighting system, available for year ending July 31, 1917	1,000
New horse barn, available for year ending July 31, 1917	2,500
New ice house, available for year ending July 31, 1917.....	500
New furniture and piano, available for year ending July 31, 1916.....	2,000
Plumbing and repairs, old cottages, available for year ending July 31, 1916.....	3,000
Grounds, fencing and playgrounds, available for year ending July 31, 1916.....	1,000
Grounds, fencing and playgrounds, available for year ending July 31, 1917.....	1,000
Moving and remodeling farmer's cottage, available for year ending July 31, 1916.....	1,500
Library, available for year ending July 31, 1916.....	500
Library, available for year ending July 31, 1917.....	500
Repairs and betterments, available for year ending July 31, 1916.....	3,000
Repairs and betterments, available for year ending July 31, 1917.....	3,000
Current expense, including state agency, available for year ending July 31, 1916.....	85,000

Current expense, including state agency, available for year ending July 31, 1917.....	85,000
Sec. 11. State training school.	
Farm cottage, available for year ending July 31, 1916..	\$4,000
Additional stock for farm, available for year ending July 31, 1916.....	1,000
Additional stock for farm, available for year ending July 31, 1917.....	1,000
Industrial equipment, all departments, available for year ending July 31, 1916.....	6,000
For option on cottage and grounds, available for year ending July 31, 1915.....	4,500
Band instruments, available for year ending July 31, 1916	1,000
Additional land, available for year ending July 31, 1915	9,000
New lighting fixtures and repairs, available for year ending July 31, 1917.....	2,000
Intercommunicating telephone system, available for year ending July 31, 1916.....	1,500
Special repairs, available for year ending July 31, 1916	2,500
Special repairs, available for year ending July 31, 1917	2,500
Library, available for year ending July 31, 1916.....	500
Library, available for year ending July 31, 1917.....	500
Repairs and betterments, available for year ending July 31, 1916.....	5,000
Repairs and betterments, available for year ending July 31, 1917.....	5,000
Current expense, including agency, available for year ending July 31, 1916.....	85,000
Current expense, including agency, available for year ending July 31, 1917.....	85,000
Sec. 12. State reformatory.	
Extension inmates dining room, available for year ending July 31, 1916.....	\$18,000
New sewage system, available for year ending July 31, 1916	18,000
Completion of Cell Wing D, available for year ending July 31, 1915.....	50,000
Cell House E, available for year ending July 31, 1916..	35,000
Cell House E, available for year ending July 31, 1917..	35,000
Additional guards and expense rock crushing, available for year ending July 31, 1916.....	10,000
Additional guards and expense rock crushing, available for year ending July 31, 1917.....	10,000
Additional for stone wall, available for year ending July 31, 1916.....	5,000

Additional for stone wall, available for year ending July 31, 1917.....	5,000
Improvement barns, available for year ending July 31, 1916	1,300
Improvements water tower, available for year ending July 31, 1916.....	500
Improvements hog yard, available for year ending July 31, 1916	500
Repairs and betterments, available for year ending July 31, 1916	4,000
Repairs and betterments, available for year ending July 31, 1917	4,000
Current expense, available for year ending July 31, 1916	135,000
Current expense, available for year ending July 31, 1917	135,000

Sec. 13. State prison.

Additional land, available for year ending July 31, 1915	\$30,000
--	----------

Sec. 14. State sanatorium for consumptives.

Cow barn extension, available for year ending July 31, 1916	\$2,500
Greenhouse, available for year ending July 31, 1916...	2,000
Remodeling four cottages, available for year ending July 31, 1916.....	5,000
Roentgen Ray installation, available for year ending July 31, 1916.....	1,500
Ground lighting, telephone system and electric service extension, available for year ending July 31, 1916.	1,500
Land clearing, available for year ending July 31, 1916.	2,000
Land clearing, available for year ending July 31, 1917.	2,000
Roads, walks and grounds, available for year ending July 31, 1916.....	1,000
Roads, walks and grounds, available for year ending July 31, 1917.....	1,000
Repairs and betterments, available for year ending July 31, 1916.....	1,000
Repairs and betterments, available for year ending July 31, 1917.....	1,000
Connecting buildings with heating plant, available for year ending July 31, 1917.....	10,000
Current expense, available for year ending July 31, 1916	40,000
Current expense, available for year ending July 31, 1917	40,000

Sec. 15. Hospital for crippled children.

Grading and improving grounds, available for year ending July 31, 1916.....	\$1,500
Grading and improving grounds, available for year ending July 31, 1917.....	1,500
Care indigent blind babies, available for year ending July 31, 1916.....	2,000
Care indigent blind babies, available for year ending July 31, 1917.....	2,000
Instruction and amusement, available for year ending July 31, 1916.....	1,000
Instruction and amusement, available for year ending July 31, 1917.....	1,000
Repairs and betterments, available for year ending July 31, 1916.....	1,500
Repairs and betterments, available for year ending July 31, 1917.....	1,500
Industrial equipment, available for year ending July 31, 1916.....	2,500
Current expense, including outdoor department, available for year ending July 31, 1916.....	45,000
Current expense, including outdoor department, available for year ending July 31, 1917.....	47,500

Sec. 16. Home school for girls.

3 cottages, not fireproof, available for the year ending July 31, 1916.....	\$30,000
For completing same, available for the year ending July 31, 1917.....	15,000
Drinking water system, available for the year ending July 31, 1916.....	5,000
Building improvements, available for the year ending July 31, 1917.....	5,000
Grading, clearing and planting, available for the year ending July 31, 1916.....	1,500
Grading, clearing and planting, available for the year ending July 31, 1917.....	1,500
Roof drainage for administration building and cottages, available for the year ending July 31, 1916.	2,500
Wagon house, available for the year ending July 31, 1917.....	1,000
Repairs and betterments, available for the year ending July 31, 1916.....	1,000
Repairs and betterments, available for the year ending July 31, 1917.....	1,000
Library books, available for the year ending July 31, 1916.....	250

Library books, available for the year ending July 31, 1917	250
Current expense, including agency, available for the year ending July 31, 1916.....	60,000
Current expense, including agency, available for the year ending July 31, 1917.....	60,000

Sec. 17. Hospital for inebriates, Willmar.

Power plant improvements, available for year ending July 31, 1916.....	\$1,000
Addition to cow barn, available for year ending July 31, 1916	2,500
Tiling farm, available for year ending July 31, 1916....	2,000
Corn crib, available for year ending July 31, 1916.....	500
Slaughterhouse and cold storage, available for year ending July 31, 1916.....	1,000
Finishing water softening enclosure, immediately available	1,000
Improvement grounds, available for year ending July 31, 1916	500
Improvement grounds, available for year ending July 31, 1917	500
Repairs and betterments, available for year ending July 31, 1916	500
Repairs and betterments, available for year ending July 31, 1917	500
Current expense, available for year ending July 31, 1916	18,000
Current expense, available for year ending July 31, 1917	12,000

Sec. 18. For miscellaneous purposes.

Contingent fund available at any and all institutions in case of necessity, available for year ending July 1916	\$20,000
Contingent fund available at any and all institutions in case of necessity, available for year ending July 31, 1917	20,000
For purchase of additional lands at state institutions, available for year ending July 31, 1916.....	15,000
For purchase of additional lands at state institutions, available for year ending July 31, 1917.....	15,000
State conference of charities and correction, available for year ending July 31, 1916.....	1,000
State conference of charities and correction, available for year ending July 31, 1917.....	1,000
State conference of charities and correction, available for year ending July 31, 1915.....	250

Deporting insane, available for year ending July 31, 1916	5,000
Deporting insane, available for year ending July 31, 1917	5,000
Clinical and scientific work for hospitals for insane, school for feeble minded and penal institutions, available for year ending July 31, 1916.....	5,000
Clinical and scientific work for hospital for insane, school for feeble minded and penal institutions, available for year ending July 31, 1917.....	5,000
Detention hospital expense, available for year ending July 31, 1916.....	2,000
Detention hospital expense, available for year ending July 31, 1917.....	2,000
For payment plans and specifications for legislature's use, under Chap. 38, Laws 1909, available for year ending July 31, 1915.....	500
Record surveys, all institutions, available for year ending July 31, 1916.....	1,750
Record surveys, all institutions, available for year ending July 31, 1917.....	2,000

PROVIDED, That for the years ending July 31, 1916, and 1917, respectively, the Board of Control is authorized by and with the approval of the state auditor, to transfer in cases of necessity a portion of the funds appropriated for the current expense of any one of the following institutions, namely:

The St. Peter State Hospital for the Insane, the Rochester State Hospital for the Insane, the Fergus Falls State Hospital for the Insane, the Anoka asylum, the Hastings asylum, the school for the deaf, the school for the blind, the school for the feeble-minded, the state public school, the state training school, the state reformatory, the state prison, the state hospital for crippled children, the sanatorium for consumptives, the Minnesota home school for girls, and the state hospital farm for inebriates at Willmar, to the use of any other of the aforesaid institutions; and it is further authorized, by and with the approval of the auditor to use the sums not exceeding in the aggregate \$5,000, where necessary, to supplement the appropriations for current expenses of any of the above-named institutions.

PROVIDED, That said board may, without such consent and approval of the auditor, use the balance of any appropriation made for a specific purpose at any institution for any other specific purpose in and about such institutions, after the purpose for which such appropriation was made has been accomplished; and

PROVIDED, FURTHER, That said board is hereby authorized and empowered to set aside a portion of the current expense fund

of any such institution to be used as a diversified labor fund for the introduction and encouragement of such industries as in its judgment may be beneficial to the inmates of such institutions; and

PROVIDED, FURTHER, That said board is hereby authorized to expend the sum of Forty Thousand Dollars (\$40,000) out of the existing state prison revolving fund, created and existing under Chapter 151, Laws of 1909, for the erection of a women's prison, in connection with the state prison at Stillwater; and also the further sum of Four Thousand Dollars (\$4,000) out of said revolving fund for the erection of a horse barn, and also the further sum of Eight Thousand Dollars (\$8,000) out of said revolving fund for the erection of a dairy barn on the prison farm; provided that, in the construction of said two barns, said board is hereby authorized to use and utilize the labor of inmates of said prison; and also the further sum of Five Thousand Dollars (\$5,000) out of said revolving fund for the purchase of a dairy herd for said farm; and

That said board is also authorized to expend the further sum of Ten Thousand Dollars (\$10,000) out of said revolving fund for the purpose of assisting the village of South Stillwater in establishing a water works system; and also the further sum of Two Thousand Dollars (\$2,000) out of said revolving fund for the construction of a dam, if required, for controlling and diverting the waters of Perro Creek to prevent damage from its overflow at certain times; and

PROVIDED, FURTHER, That said board is hereby authorized to transfer the sum of Sixty Thousand Dollars, (\$60,000), or so much thereof as may be necessary, annually during the fiscal years ending July 31, 1916, and July 31, 1917, from the state prison revolving fund to the prison support fund, and also the further sum of one thousand dollars (\$1,000), or so much thereof as may be necessary, annually during each of said years, from said revolving fund to the prison repair fund.

PROVIDED, FURTHER, That in case of the damage or destruction of any insured buildings belonging to the state, all moneys derived from the insurance thereon shall be paid into the state treasury to the credit of the institution at which such damage occurred, and the board having the control of such institution shall have the right to expend such insurance money upon the repairs of such building, if repairable; otherwise such money shall be used, with such sums as may be specially appropriated therefor by the legislature, for reconstruction of the buildings so destroyed.

Sec. 19. Whenever it becomes necessary, in order to meet the current demands upon the revenue fund for the payment of appropriations, the governor, auditor and treasurer may, at any time

prior to July 31, 1917, make such agreement with banks or other corporations or persons, as they may deem advisable or necessary to pay warrants issued against said revenue fund pursuant to any such appropriation prior to the time when the money to meet such appropriation comes into the state treasury, and whenever any warrants so issued are paid for the accommodation of the state the money necessary to pay interest upon the amount of such warrants from the time when such payment was made until the money to redeem such warrants comes into the state treasury, at the rate agreed upon by the said governor, auditor and treasurer, is hereby appropriated.

Sec. 20. This act shall take effect and be in force from and after its passage.

Approved April 24, 1915.

CHAPTER 377—H. F. No. 1181.

An Act to appropriate money for the payment of claims against the State of Minnesota, refundments, expenses of the state government and for other purposes.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The sums hereinafter named, or so much thereof as may be necessary are hereby appropriated from any moneys in the state treasury not otherwise appropriated for the purposes specified in the following sections of this act to be available for the year ending July 31, 1915, unless otherwise specified.

Sec. 2. To reimburse Thomas R. Foley of Aitkin, Minn., the full amount paid by him through mistake for timber stumpage on Section 36, Twp. 47, Range 23, which said timber was never cut by said Foley, upon surrender of contract. \$600.59

Sec. 3. To reimburse John Heikkila, of Embrass, St. Louis County, Minn., the amount paid by him through mistake for timber stumpage on Section 33, Twp. 61, Range 13 west, in St. Louis county, Minn., which said timber was never cut by said John Heikkila 177.50

Sec. 4. To reimburse A. B. Carrick the amount paid by him for the S. E. quarter of the N. W. quarter of Section 18, Twp. 147, Range 33, at a state land sale in Beltrami County, Minn., on August 14, 1912, which said lands were represented as high land, but was later found to contain 32.4 acres of lake, upon said Carrick surrendering his contract and claim to said land. 35.41

Sec. 5. To reimburse John Schmitt the amount paid by him for the S. E. quarter of the N. E. quarter of Section 16, Twp. 142, Range 36, upon surrender to the state of land certificates issued thereon to said Schmitt	51.48
Sec. 6. For the relief of Lawrence Sundberg for injuries received from a bullet wound while engaged in rifle practice and while on duty as a private in Company K, Third Reg. M. N. G., on March 13, 1913, by reason of which said Sundberg partially lost the sight of one eye.....	600.00
Sec. 7. To reimburse John Rockvam of Red Wing, Minn., for damages to horse while used in the service of the state militia at the encampment at Sparta, Wis.	30.00
Sec. 8. To reimburse Jackson Strane of St. Paul for loss of horse killed while in the service of the state militia June 8, 1914.....	171.00
Sec. 9. To pay Richard Price of St. Paul for veterinary services in caring for horses injured in the service of the state militia in June, 1914.....	24.00
Sec. 10. To reimburse Thomas M. Kennedy of Minneapolis for loss in injury to horse while in the service of state militia in June, 1914.....	100.00
Sec. 11. To reimburse Carl F. Swanson for injuries sustained by fall on September 2, 1913, while in the discharge of his duties as janitor in the capitol	250.00
Sec. 12. For the relief of Mrs. N. Polson, whose husband was accidentally killed while in the employ of the state at the State Reformatory at St. Cloud, October 13, 1913.....	1,000.00
Sec. 13. For the relief of Anna Olson, who was injured while in the employ of the state as a domestic in the Minnesota State Sanatorium, at Walker, December 11, 1914.....	300.00
Sec. 14. To reimburse John Hollander for injuries sustained by him while in the employ of the state as janitor in the State Normal School at St. Cloud, in June, 1914	200.00
Sec. 15. To reimburse John Kinsella for injuries sustained by him from the accidental discharge of a rifle while in the employ of the state as guard at the state reformatory in July, 1913.....	500.00
Sec. 16. To reimburse Prof. Stephen Anthony for expenses in caring for injuries sustained by him while in the employ of the state as a chemist at the university, February 24, 1913.....	225.00

Sec. 17. For the relief of D. E. Shore who was injured while in the employ of the state at the university by falling down a shaft in the power plant, November 10, 1914.....	500.00
Sec. 18. For the relief to be paid to the administrator of the estate of Hilda Bolin on account of her death through alleged negligence of an employe of the state while employed in the state insane asylum, Fergus Falls, in June, 1914.....	2,500.00
Sec. 19. To reimburse A. D. Fletcher of Hastings for loss of clothing in fire at state hospital for the insane at Hastings, February 10, 1914.....	50.00
Sec. 20. To reimburse J. T. Mider of Pine City, Minn., for primary filing fee as a candidate for district judge, the secretary of state having been enjoined from placing his name on the ticket, May, 1914...	20.00
Sec. 21. To reimburse City of Lake City, Wabasha county, for money expended by it in building approaches to bridge across Minnow Creek on state military encampment grounds at Camp Lakeview.	2,500.00
Sec. 22. To reimburse J. Ray Dickenson on account of injuries sustained by him in the service of the Minnesota National Guard while on duty May 26, 1913	650.00
Sec. 23. To reimburse Lawrence J. Driscoll on account of injuries sustained while on duty as a member of Minnesota National Guard, June 16, 1914	130.00
Sec. 24. For the relief of George K. Johnson on account of injuries received while a student at the state university	3,000.00
Sec. 25. For the relief of Louis C. Johnson on account of injuries sustained by him at State Fair grounds September 12, 1914, by reason of the collapse of the grand stand.....	265.00
Sec. 26. For the relief of Leonard Lenzen as heir-at-law of Mathias Lenzen sustained by him in November, 1912, by being shot by one Henry Pohlker, an insane man who had escaped from Hospital for the Insane at Rochester.....	1,500.00
Sec. 27. For the relief of Leonard Lenzen, as guardian for Leonard Lenzen, Jr., for injuries sustained by said Leonard Lenzen, Jr., a minor, in November, 1912, by being shot by one Henry Pohlker, an insane man who had escaped from Hospital for the insane at Rochester.....	500.00

Sec. 28. To compensate L. L. Craven, M. D., for medical service rendered by him to one James Erwin, injured in the forest service of the state, said sums to be in full payment of any and all claims of L. L. Craven against the State of Minnesota on account of such services	54.00
Sec. 29. To reimburse J. M. Garner for improvements made by him under mistake upon southeast quarter of the southeast quarter of section 8, township 57, range 24, west of the 4th P. M.	100.00
Sec. 30. For expenses including railroad fares, circular letters, stationery, stamps, stenographer, expenses and services of secretary for committee appointed by the Legislative Session of 1913, to investigate the question of regulation and control of public utilities by a state commission.	1,050.47
Sec. 31. For the final completion of the deepening, widening, straightening and opening of the channel of the Roseau river, between Roseau lake and the international boundary for the year ending July 31, 1915, in addition to funds appropriated by chapter 401, section 40, article 3, General Laws of 1913	50,000.00
Sec. 32. To reimburse Otto Neitge for deductions made by Board of Control in contracts for erection of south detached ward at the State Hospital for the Insane at St. Peter, for the construction of the detention hospital in the city of St. Peter, and for the construction of the detention hospital at Rochester	500.00
Sec. 33. To reimburse John Bouska of Ely, Minnesota for improvements made by him under mistake for the northwest quarter (NW $\frac{1}{4}$) of northwest quarter (NW $\frac{1}{4}$) of Section Twenty-two (22) Township Sixty-two (62) North, Range Twelve (12) West 4th P. M., said amount to be available at once	100.00
Sec. 34. To reimburse A. L. Reynolds for injuries to his live stock during the encampment of the Second Infantry of the Minnesota National Guard at Camp McCoy, Wisconsin, during the month of July, 1914	40.00
Sec. 35. To Wm. Burns, Winona, Minnesota, for refund of incorporation fee paid state treasurer, January 13, 1913, for articles of incorporation of Gate City Steam Laundry Company of Winona,	

Minnesota, which articles were never filed and the company not incorporated.....	50.00
Sec. 36. For the relief of Robert L. Armstrong on account of injuries sustained by him while in the employ of the state at the state agricultural college at St. Anthony Park as a steamfitter, Feb. 10, 1915	500.00
Sec. 37. For the relief of Lycurgus Hogue of Minneapolis, who was injured by being struck by an automobile operated by an employe at the university	50.00
Sec. 38. For the relief of Kate Finkle for injuries resulting from a fall on the steps leading to the swimming pool in the Armory building at the University, January 4, 1915.....	100.00
Sec. 39. For the purpose of repairing, reconstructing and extending to a new outlet, State Drainage Ditch number 16, known as the Nordick State Ditch in Wilkin county, Minnesota, to be expended by and under the supervision of the state drainage commission	15,000.00
Sec. 40. For the deepening and improvement of State Ditch Number 6 and 7, known as Sand Hill River State Ditch and Sand Hill River State Ditch Extension, in Polk county, Minnesota, to be expended under the direction of the state drainage commission, the sum of	15,000.00
Sec. 41. To reimburse Charles W. Somerby of Minneapolis for legal services rendered the state.....	2,500.00
Sec. 42. For the purpose of straightening and improving the Wing river and Wing River Ditch in Todd county, to be expended by and under the supervision of the state drainage commission.....	10,000.00
Sec. 43. To reimburse Elizabeth C. Cook, of St. Paul, for stenographic services rendered public utilities committee authorized by legislature of 1913.....	25.00
Sec. 44. To reimburse John I. Levin of St. Paul, for balance of bill for stenographic services rendered state board of visitors in an investigation at Red Wing, Minn., March 24 and 25, 1913.....	25.00
Sec. 45. To reimburse John I. Levin of St. Paul for stenographic services rendered to public utilities committee authorized by legislature of 1913.....	82.45
Sec. 46. To reimburse St. Lucas Deaconess Hospital at Faribault, Minnesota, for care of Earl Waughop who was taken sick with typhoid fever while act-	

ing as an attendant at the school for feeble minded at Faribault	45.00
Sec. 47. To reimburse Libby-McNeill and Libby, a West Virginia corporation, for filing fee paid by them through inadvertance on May 8, 1913....	50.00
Sec. 48. To reimburse Margery Nutting Jones for loss of time and expense incurred on account of an attack of typhoid fever contracted while employed in the state school for feeble minded at Faribault	100.00
Sec. 49. For completion of Mustinka Ditch in Traverse county, Minnesota	5,000.00
Sec. 50. To pay the expenses of the committee on economy and efficiency, established by joint resolution of the present session of the Legislature, generally known as the Carley resolution.....	2,000.00
Approved April 24, 1915.	

CHAPTER 378—H. F. No. 360.

An Act to provide for co-operative agricultural extension work between the agricultural colleges in the several states receiving the benefits of the act of congress approved July 2nd, 1862, and of acts supplementary thereto.

Be it enacted by the Legislature of the State of Minnesota:

Whereas, the Congress of the United States has passed an Act approved by the President, May 8, 1914, entitled, "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several states receiving the benefits of the Act of Congress, approved July 2, 1862, and of Acts supplementary thereto, and the United States Department of Agriculture," and,

Whereas, it is provided in Section 3 of the Act aforesaid, that the grants of money authorized by this Act shall be paid annually "to each state which shall by action of its legislature assent to the provisions of this Act," therefore be it

Resolved by the House of Representatives, the Senate concurring, of the legislature of the State of Minnesota that assent be and is hereby given to the provisions and requirements of said Act, and that the University of Minnesota be and it is hereby authorized and empowered to receive the grants of money appropriated under said Act, and to organize and conduct agricultural extension work which shall be carried on in connection

with the College of Agriculture of the University of Minnesota in accordance with the terms and conditions expressed in the Act of Congress aforesaid.

Approved April 17, 1915.

CHAPTER 379—S. F. No. 120.

An Act proposing an amendment to Section two (2) of Article eight (8) of the Constitution of the State of Minnesota, authorizing the setting apart of a revolving fund of not over two hundred fifty thousand dollars (250,000) from the school and swamp land funds to be used in constructing roads, ditches and fire breaks in, through and around unsold school and swamp lands, and in clearing such lands.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The following amendment to Section two (2) of Article eight (8) of the constitution of the State of Minnesota is hereby proposed to the people of said state for their approval or rejection, which amendment shall be added to the present Section two of said Article, and which amendment shall read as follows:

"A revolving fund of not over two hundred fifty thousand dollars (\$250,000) may be set apart from the fund derived from the sale of school and swamp lands, to be used in constructing roads, ditches and fire breaks in, through and around unsold school and swamp lands and in clearing such lands, such fund to be replenished as long as needed from the enhanced value realized from the sale of such lands so benefited."

Sec. 2. This proposed amendment shall be submitted to the people of this state for their approval or rejection at the general election occurring next after the passage of this act, and the qualified electors of this state in their respective districts may at such election vote for or against such amendment by ballot; and the returns thereof shall be made and certified within the time, and such votes canvassed and the result thereof declared in the manner provided by law with reference to the election of state officers, and if it shall appear thereupon that a majority of all the electors voting at said election as provided in the next section have voted in favor of the same, then the governor shall make proclamation thereof, and such amendment shall take effect as a part of the constitution.

Sec. 3. The ballots used at said election on said amendment shall have printed thereon, "amendment to Section two (2) of Article eight (8) of the constitution, setting apart a revolving fund from the school and swamp land funds to be used in constructing roads, ditches and fire breaks in, through and around unsold school and swamp lands. Yes....No....," and each

elector voting on said amendment shall place a cross mark thus (X) in a space to be left opposite either the word "yes" or the word "no," and shall be counted for or against the proposition in accordance with the expressed will of the elector, as provided by the election law of this state.

Approved March 3, 1915.

CHAPTER 380—H. F. No. 296.

An Act authorizing an amendment to Section six (6) of Article eight (8) of the Constitution of the State of Minnesota, relating to the investment of school funds and authorizing the investment and loaning of school funds on improved farm lands within this state.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That the following amendment to Section six (6) of Article eight (8) of the Constitution of the State of Minnesota is proposed to the people of said state for their approval or rejection, which section when so amended, shall read as follows:

"Sec. 6. The permanent school and university fund of this state may be invested in the bonds of any county, school district, city, town or village of this state, *and in first mortgage loans secured upon improved and cultivated farm lands of this state.* But no such investment or loan shall be made until approved by the board of commissioners designated by law to regulate the investment of the permanent school fund and the permanent university fund of this state; nor shall such loan or investment be made when the bonds to be issued or purchased would make the entire bonded indebtedness exceed 15 per cent of the assessed valuation of the taxable property of the county, school district, city, town or village issuing such bonds; *nor shall any farm loan, or investment be made when such investment or loan would exceed 30 per cent of the actual cash value of the farm land mortgage to secure said investment;* nor shall such investments or loans be made at a lower rate of interest than 3 per cent per annum, nor for a shorter period than five years, nor for a longer period than *thirty* years, and no change of the town, school district, city, village or of county lines shall relieve the real property in such town, school district, county, village or city in this state at the time of issuing of such bonds from any liability for taxation to pay such bonds."

Sec. 2. This proposed amendment shall be submitted to the people of this state for their approval or rejection at the general election occurring next after the passage of this act, and the qualified electors of this state in their respective districts may at such election vote for or against such amendment by ballot;

and the returns thereof shall be made and certified within the time, and such votes canvassed and the result thereof declared in the manner provided by law with reference to the election of state officers, and if it shall appear thereupon that a majority of all the electors voting at said election as provided in the next section have voted in favor of the same, then the governor shall make proclamation thereof, and such amendment shall take effect and be in force as a part of the constitution.

Sec. 3. The ballots used at said election on said amendment shall have printed thereon, "amendment to Section six (6) of Article eight (8) of the constitution relating to the investment of school funds and authorizing the investment and loaning of school funds on improved farm land within the state. Yes.... No...." and each elector voting on said amendment shall place a cross mark thus (X) in a space to be left opposite either the word "yes" or the word "no," and shall be counted for or against the proposition in accordance with the expressed will of the elector, as provided by the election laws of this state.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved February 17, 1915.

CHAPTER 381—S. F. No. 10.

An Act proposing an amendment to Article 9 of the Constitution of the State of Minnesota, authorizing the legislature to provide by law, to protect and regulate all public waters and rivers and for the mining and sale of any iron ore, or other minerals situate under the waters of any public lake or river.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The following amendment to Article 9 of the Constitution of the State of Minnesota, is hereby proposed to the people of the state, for their approval or rejection, by adding at the end of said Article 9 a new section, to be known as "Section 17" which shall read as follows:

"Sec. 17. The legislature is hereby authorized to provide by law for the mining and sale of any iron ore, or other minerals which the state owns, in its sovereign capacity, and as trustee for the people of the state, which are situate under the waters or bed of any meandered public lake or river, and for that purpose may provide for the drainage of any such lake or river, or the diversion of the waters thereof to a new bed or channel, provided, however, that the vested riparian rights of private persons or corporations owning land adjoining such lakes shall not be destroyed or damaged without their consent, unless compensation therefor shall be first paid or secured.

The principal of all funds arising from the sale of such iron ore, or other minerals, shall forever be preserved inviolate and undiminished, but the income therefrom shall be used for the construction, improvement and maintenance of the public roads of the state. The principal of such funds shall be loaned or invested in the same manner, by the same officers, and upon the same terms as is, or from time to time hereafter may be authorized by the constitution and laws, for the loaning or investment of the permanent school and university funds of the state."

Sec. 2. This proposed amendment shall be submitted to the people of this state for their approval or rejection at the general election occurring next after the passage of this act, and the qualified electors of this state in their respective districts may at such election vote for or against such amendment by ballot; and the returns thereof shall be made and certified within the time, and such votes canvassed and the result thereof declared in the manner provided by law with reference to the election of state officers, and if it shall appear thereupon that a majority of all the electors voting at said election as provided in the next section have voted in favor of the same, then the governor shall make proclamation thereof, and such amendment shall take effect and be in force as a part of the constitution.

Sec. 3. The ballots used at said election on said amendment shall have printed thereon; "Amendment to Article 9 of the Constitution to authorize the Legislature to protect and regulate public waters, and provide for the mining of minerals under the waters of any meandered public lake or river. Yes....No....," and each elector voting on said amendment shall place a cross mark thus (X) in a space to be left opposite either the word "yes" or the word "no," and shall be counted for or against the proposition in accordance with the expressed will of the elector, as provided by the election laws of this state.

Sec. 4. This act shall take effect and be in force from and after its passage.

Approved April 6, 1915.

CHAPTER 382—S. F. No. 63.

An Act proposing an amendment to Section 2, Article 6, of the Constitution of the State of Minnesota, relating to the supreme court of the State of Minnesota, increasing the number of associate justices of the supreme court from four (4) to six (6) and that the clerk shall be appointed by the court.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. The following amendment to Section 2 of Article 6 of the Constitution of the State of Minnesota is hereby

proposed to the legal voters of said state for their approval or rejection, which amendment when so approved shall read as follows:

"Sec. 2. The supreme court shall consist of one chief justice and six associate justices. Five shall constitute a quorum, and the concurrence of at least four shall be necessary to a decision. It shall have original jurisdiction in such remedial cases as may be prescribed by law, and appellate jurisdiction in all cases, both in law and equity, but there shall be no trial by jury in said court. It shall hold one or more terms in each year, as the legislature may direct, at the seat of government, and the legislature may provide, by a two-thirds vote, that one term in each year shall be held in each or any judicial district. It shall be the duty of such court to appoint a reporter of its decisions, and a clerk of the supreme court."

Sec. 3. This proposed amendment shall be submitted to the electors of said state for their approval or rejection at the next general election in the year 1916, as is now provided by law for submission of amendments to the constitution of this state, and the secretary of state shall place this proposition as number—on the official ballot. The ballots used at such election on such proposed amendment shall have printed thereon "Amendment of Section 2, Article 6 Constitution," increasing the number of associate justices of the supreme court from four (4) to six (6), and that the clerk shall be appointed by the court. "Yes.... No...." Each elector voting upon such amendment, unless he vote by voting machine as provided by law, shall place a cross mark "X" opposite the word "Yes" or the word "No" according as he may wish to vote for or against such amendment in space following such word; and in all precincts using voting machines the ballot shall be cast according to the provisions of law in relation to voting machines and all votes shall be counted in accordance with the will of such electors as provided by the election laws of this state.

Approved April 24, 1915.

CHAPTER 383—H. F. No. 597.

An Act proposing an amendment to Section 11 of Article 4 of the Constitution of Minnesota, permitting the approval in part by the governor of single items of an appropriation bill.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. An amendment to Section 11 of Article 4 of the Constitution of Minnesota is hereby proposed to the people of the State of Minnesota such that the said section when amended shall read as follows:

Sec. 11. Every bill which shall have passed the senate and house of representatives, in conformity to the rules of each house and the joint rules of the two houses, shall, before it becomes a law, be presented to the governor of the state. If he approves he shall sign and deposit it in the office of the secretary of state for preservation, and notify the house where it originated of the fact. But if not, he shall return it, with his objections, to the house in which it shall have originated; when such objections shall be entered at large on the journal of the same, and the house shall proceed to reconsider the bill. If, after such consideration, two-thirds of that house shall agree to pass the bill, it shall be sent, together with the objections, to the other house, by which it shall likewise be reconsidered; and if it be approved by two-thirds of that house it shall become a law. But in such cases the votes of both houses shall be determined by yeas and nays, and the names of the persons voting for or against the bill shall be entered on the journal of each house respectively. If any bill shall not be returned by the governor within three days (Sundays excepted) after it shall have been presented to him, the same shall be a law in like manner as if he had signed it, unless the legislature by adjournment within that time, prevent its return; in which case it shall not be a law. The governor may approve, sign and file in the office of the secretary of state, within three days after the adjournment of the legislature, any act passed during the last three days of the session, and the same shall become a law. If any bill presented to the governor contains several items of appropriation of money, he may object to one or more of such items *in whole or in part*, while approving of the other portion of the bill. In such case he shall append to the bill, at the time of signing it, a statement of the items *and parts of items* to which he objects, and *the part of any appropriation* so objected to shall not take effect. If the legislature be in session, he shall transmit to the house in which the bill originated a copy of such statement, and the items objected to *in whole or in part* shall be separately reconsidered. If, on reconsideration, one or more of such items be approved by two-thirds of the members elected to each house, the same shall be a part of the law, notwithstanding the objections of the governor. All the provisions of this section, in relation to bills not approved by the governor, shall apply in cases in which he shall withhold his approval *in whole or in part* from any item or items contained in a bill appropriating money.

Sec. 2. This proposed amendment shall be submitted to the people of this state for their approval or rejection at the general election occurring next after the passage of this act, and the qualified electors of this state in their respective districts may at such election vote for or against such amendment by ballot; and the

returns thereof shall be made and certified within the time, and such votes canvassed and the result thereof declared in the manner provided by law with reference to the election of state officers, and if it shall appear thereupon that a majority of all the electors voting at said election as provided in the next section have voted in favor of the same, then the governor shall make proclamation thereof, and such amendment shall take effect as a part of the constitution.

Sec. 3. The ballots used at said election on said amendment shall have printed thereon the form of Section 11 Article 4 which it is proposed that it shall have after amendment and after the words "Yes" and "No" in space to the right of said proposed amended section, and each elector voting on said amendment shall place a cross mark thus (X) in the space to be left opposite either the word "Yes" or the word "No" and his vote so given for or against the said amendment shall be counted in accordance with the will of the elector so expressed, as provided by the election laws of this state.

Approved April 24, 1915.

CHAPTER 384—S. F. No. 627.

An Act proposing an amendment to Section thirteen (13) of Article one (1) of the constitution of the State of Minnesota relative to the taking of private property.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That the following amendment to Section thirteen (13) of Article one (1) of the Constitution of the State of Minnesota is hereby proposed to the people of the State of Minnesota, for their approval or rejection, which section, when so amended, shall read as follows:

"Section 13. Private property shall not be taken, destroyed or damaged for public use, without just compensation therefor first paid or secured, *and such private property may be taken, destroyed or damaged for the purpose of private as well as public drainage upon just compensation therefor being first paid or secured.*"

Sec. 2. This proposed amendment shall be submitted to the people of this state for their approval or rejection at the next general election (that for the year 1916) as is now provided by law for submission of amendments of the constitution of this state and each of the legal voters of said state may at said election vote by ballot for or against said amendment, and if it shall appear therefrom that a majority of the voters voting at said election have voted in favor of the same, then within ten (10) days after the result shall have been ascertained, the governor shall make

proclamation thereof and said amendment shall thereupon take effect and be in full force as part of the constitution of the State of Minnesota.

Sec. 3. The ballots used at said election on said proposed amendment shall have printed thereon:

"Amendment of Section thirteen (13) Article one

(1) of the constitution to authorize the taking, destroying or damaging of private property for either public or private drainage purposes and uses Yes. No.

Each elector voting upon such proposed amendment shall place a cross mark thus (X) in the space to the left on the ballot opposite each of the words "Yes" and "No," and his vote shall be counted in accordance with the will of the electors so expressed and as provided by the election law of this state.

Approved April 24, 1915.

CHAPTER 385—H. F. No. 57.

An Act proposing an amendment to Section 1, Article 4 of the constitution of the State of Minnesota, so as to reserve to the people the direct power of the initiative and referendum as additional means to secure and control legislation, and as an additional means by which the people may amend the constitution.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That an amendment to Section 1, Article 4 of the state constitution, is hereby proposed to the people of this state for their approval or rejection, so that said section when amended shall read as follows:

Sec. 1. **Two Houses—Sessions.**—The legislature shall consist of the senate and house of representatives, which shall meet biennially at the seat of government of the state, at such time as shall be prescribed by law, but no session shall exceed the term of ninety (90) legislative days, and no bill shall be introduced in either branch, except on the written request of the governor, during the last twenty days of such session, except the attention of the legislature shall be called to some important matter of general interest by a special message from the governor; but the people reserve to themselves direct power as follows:

(a) **Constitutional initiative.**—When at any time prior to the commencement of any session of the legislature, there shall have been filed with the secretary of state a petition proposing an amendment to the constitution, signed by two per centum of the electors of the state, the secretary of state shall transmit the same to the legislature not later than ten (10) days after the commencement of the session. If the amendment so proposed be not submitted to the electors by the legislature at such ses-

sion, or if it be submitted in an amended form, then, upon a further petition or petitions, each signed by eight per centum of the electors of the state, filed with the secretary of state within six months after the adjournment of the legislature, the amendment proposed in the first petition, or one or more amended forms thereof, shall be submitted to the electors for their approval or rejection at the next general or special state-wide election occurring not less than ninety days after the filing of any such further petition. Any amendment proposed by initiative petition and, in its original or in an amended form, submitted to the electors by the legislature or by a further petition, shall become a part of the constitution, if approved by a majority of the electors voting at such election, or by four-sevenths of the electors voting on the proposed amendment; provided, not less than three-sevenths of the electors voting at said election voted for the proposed amendment. This section shall be construed as a means in addition to Section 1, Article 14, of the state constitution, for amending the same."

(b) **Statutory initiative.**—When at any time prior to the commencement of any session of the legislature there shall have been filed with the secretary of state, a petition proposing a law, signed by two per centum of the electors of the state, the secretary of state shall transmit the same to the legislature not later than ten (10) days after the commencement of the session. If the law so proposed be not passed by the legislature at such session, or if it be passed in an amended form, then upon a further petition or petitions, each signed by six per centum of the electors of the state, filed with the secretary of state within six months after the adjournment of the legislature, the law proposed in the first petition or one or more amended forms thereof, shall be submitted to the electors at the next general or special statewide election, occurring not less than ninety days after the filing of any such further petition or petitions, and if approved by a majority of the electors voting thereon, *provided the vote in favor of the proposed law be not less than thirty-three per centum of the total number of votes cast at such election*, the same shall become a law and go into effect thirty days after such election, and shall supersede any amended form of such law which may have been passed by the legislature. No law passed by the initiative petition and approved by the electors shall be subject to the veto of the governor. The authority of the people to enact laws, as provided in this subdivision, shall extend only to laws authorized by the provisions of the constitution.

(c) **The referendum.**—If within ninety days after the final adjournment of any session of the legislature, a referendum petition, signed by six per centum of the electors of the state, shall be filed with the secretary of state against any law or any part

of a law, passed by the legislature at such session, such law, or such part of a law, shall be submitted to the electors at the next general or special state-wide election, occurring not less than ninety days after the filing of said petition. If a majority of the votes cast thereon be in the negative, *provided such negative vote be not less than thirty-three per centum of the total number of votes cast at such election*, such law or such part of a law shall thereby be repealed. Provided, that if a referendum petition is signed by fifteen per centum of the electors of the state, the law, or part of a law, against which such petition is filed shall be suspended pending the referendum vote thereon. *Provided the same shall equal 33 per cent of the votes at such election.*

Any law providing for a tax levy or appropriating money for the current expenses of the state government or state institutions, any act of the legislature submitting a constitutional amendment or other question to the electors of the state, or any emergency law necessary for the immediate preservation of the public peace, health, or safety, shall go into effect immediately upon its passage and approval by the governor, and such laws, except emergency laws, shall not be subject to a referendum vote. All other laws shall go into effect ninety days after the adjournment of the legislature. A bill proposing an emergency law shall contain a preamble briefly setting forth the facts constituting the emergency. A separate vote shall be taken upon the preamble of such bill by a call of the yeas and nays, and if the preamble be adopted by a two-thirds vote of all the members of each house, it shall be an emergency law.

(d) **General provisions.**—All petitions provided for in this section shall contain a title indicating the subject and purpose of the proposed law or constitutional amendment, or the law, or part of a law to be referred, and if a change is proposed in an existing constitutional provision or statute, in addition to referring to the same, it shall state the general effect of the proposed change, and also the full text of the proposed law or amendment to the constitution, or of the law or part of a law, to be referred. Any initiative or referendum petition may be signed in separate parts but each part shall conform to the provisions herein contained. All petitions shall be signed and verified before a person authorized to administer an oath, and shall be in such form that a person signing a petition thereby states under oath, the date of his signature, his residence, that he is a qualified elector, that he has not previously signed any part of such petition, and that he has signed the petition with knowledge of the contents thereof. To each part of such petition shall be attached the affidavit of the person before whom the same was signed, which affidavit shall contain a statement of the number of signers thereon, that each of the signatures attached to such part was made in the presence

of the affiant, that to the best of his knowledge and belief each signature is the genuine signature of the person whose name it purports to be, that he believes the persons who have signed such petition to be electors, that they signed such petition with knowledge of the contents thereof, and that each person signed the same on the date stated opposite his name. The circulation of the petition provided for herein, or the prohibition of the circulation thereof, may be regulated by law, and in case the circulation of any petition is prohibited by law, the percentage of signers required on any petition provided for in this section shall be one-half of the percentage specified in subdivisions a, b and c of this section.

The percentage in any case shall be based upon the total number of votes cast for governor at the next preceding election. All petitions provided for in this section shall contain the signature of not less than one-half of the designated percentage of the electors in not less than one-fourth of the counties of the state. In initiating a law or constitutional amendment, electors who have signed the first shall be qualified to sign the second petition.

The sufficiency of all petitions shall be decided by the secretary of state subject to review by the court. If the secretary of state decides that any petition is insufficient, he shall permit a reasonable time for making corrections or for filing additional signatures. In the event of legal proceedings in court to prevent giving effect to any such petition on account of insufficiency, or any other ground, the burden of proof shall be upon the person attacking the petition. No law or amendment to the constitution initiated and approved by the electors as herein provided, shall be held unconstitutional or void on account of the insufficiency of any initiative petition; nor shall the repeal of any law submitted by referendum petition be held invalid for such insufficiency.

All initiative laws and constitutional amendments shall be so submitted to the electors as to permit an affirmative or negative vote upon each measure submitted. If conflicting proposed laws or conflicting proposed amendments to the constitution be approved at the same election, the one receiving the highest number of affirmative votes shall prevail as to conflicting provisions.

The style of all legislative measures and amendments to the constitution initiated by the people under this section shall be: "Be it enacted by the People of the State of Minnesota."

The provisions of this section may be enforced by appropriate legislation, but until such legislation has been enacted, this section shall be self executing.

Sec. 2. This proposed amendment shall be submitted to the people of the state for their approval or rejection at the next general election, and the electors of this state in their respective

election districts may, at such election, vote by ballot or by voting machine for or against this amendment, and the return thereon shall be made and certified within the time, and such votes shall be canvassed, and the result of said election shall be declared in the manner provided by law with reference to the election of state officers; and if it shall appear thereon that a majority of all electors voting at said election have voted for the same, then the governor shall make proclamation thereof; and such amendment shall take effect and be in force as a part of the constitution of this state.

Sec. 3. The ballots used at said election in voting upon said amendment shall have printed thereon: "A provision for direct legislation by the people through the initiative and referendum, being an amendment to Section 1, Article 4 of the state constitution, "Yes..... No.....," and each elector voting upon said amendment shall place a cross mark (X) in the space to the left opposite the word "Yes" or in the space opposite the word "No" or may vote by voting machine as the case may be, and said vote shall be counted for or against said amendment in accordance with the expressed will of the elector, as provided by the election laws of the state.

Approved April 24, 1915.

CHAPTER 386—S. F. No. 46.

An Act proposing an amendment to Section seven (7), Article six (6) of the constitution of the State of Minnesota, changing the length of the term of the judge of the probate court.

Be it enacted by the Legislature of the State of Minnesota:

Section 1. That the following amendment of Section 7, Article 6 of the constitution of the State of Minnesota is hereby proposed to the people of the State of Minnesota for their approval or rejection, which section when amended shall read as follows:

Sec. 7. There shall be established in each organized county in the state a probate court which shall be a court of record, and be held at such times and places as may be prescribed by law. It shall be held by one judge, who shall be elected by the voters of the county for the term of *four* years. He shall be a resident of such county at the time of his election, and reside therein during his continuance in office; and his compensation shall be provided by law. He may appoint his own clerk where none has been elected; but the legislature may authorize the election, by the electors of any county, of one clerk or register of probate for such county, whose powers, duties, term of office and compensation shall be prescribed by law. A probate court shall have jurisdic-

tion over the estates of deceased persons and persons under guardianship, but no other jurisdiction, except as prescribed by this constitution.

Sec. 2. This proposed amendment shall be submitted to the people of this state for their approval or rejection at the general election occurring next after the passage of this act, and the qualified electors of this state in their respective district may at such election vote for or against such amendment by ballot; and the returns thereof shall be made and certified within the time, and such vote canvassed and the result thereof declared in the manner provided by law with reference to the election of state officers, and if it shall appear thereupon that a majority of all the electors voting at said election as provided in the next section have voted in favor of the same, then the governor shall make proclamation thereof and such amendment shall take effect and be in full force as a part of the constitution of the state.

Sec. 3. The ballots used at said election on said amendment shall have printed thereon amendment to Section seven (7) Article six (6), of the constitution of the State of Minnesota, providing for extension of the term of office of the probate judge to four (4) years, (Yes..... No.....), and each elector voting on said amendment shall place a cross mark thus (X) in space to be left opposite either the words yes or no and shall be counted for or against the proposition in accordance with the expressed will of the electors as provided by the election law of this state.

Approved April 24, 1915.

JOINT RESOLUTION No. 1.

An Act relating to freight rates.

Be it enacted by the Legislature of the State of Minnesota :

WHEREAS, The railroads operating in western classification territory, including all states west of the Illinois-Indiana state line, have filed tariffs with the Interstate Commerce Commission providing for substantial increase in freight and passenger rates upon interstate commerce, which advances vitally affect the interest of the people of the State of Minnesota; and

WHEREAS, Upon the application of the railroad commissioners of several states, including Minnesota, the freight tariffs were suspended by the Interstate Commerce Commission for a period of four months and it is the intention of the Minnesota commission and the various state commissions to ask that the tariffs showing increases in passenger fares be suspended for a similar period, for the purpose of enabling an investigation to be made of the reasonableness of the proposed increases; and

WHEREAS, Several of the western states, including Minnesota, have employed statisticians and have begun an investigation into the reasonableness of said proposed advances, and that the cost of said investigation will be considerable, and

WHEREAS, The Railroad and Warehouse Commission has sufficient money on hand to pay its share of the cost of said investigation.

THEREFORE, BE IT RESOLVED, by the house of representatives, the senate concurring, that the Railroad and Warehouse Commission be, and the same is hereby authorized to use such money as it may need out of that which has heretofore been appropriated, not to exceed Fifteen Thousand Dollars (\$15,000.00) and which is now available, to assist in a thorough, exhaustive and intelligent investigation into the reasonableness of the proposed advances in freight and passenger rates.

Approved February 20, 1915.

JOINT RESOLUTION NO. 2.

A concurrent resolution relative to interstate drainage.

WHEREAS, there exists along the state line separating Iowa and Minnesota important areas of the very richest of agricultural lands which remain partially or wholly unproductive because the present laws provide no means for co-operative interstate drainage,

THEREFORE, BE IT RESOLVED by the house of representatives of the State of Minnesota, the senate concurring, that the governor is hereby requested and empowered to appoint a commission of three members to act in conjunction with a like commission to be appointed by the governor of Iowa, or other contiguous state, for the purpose of jointly agreeing upon a bill to be presented for enactment by the legislatures of the states concerned, said bill to provide for the formation, financing, construction and maintenance of interstate drainage projects. The commission to act without expense to the state.

Approved April 1, 1915.

JOINT RESOLUTION No. 3.

A concurrent resolution relating to fishing in the boundary waters between Wisconsin and Minnesota.

WHEREAS, The State of Wisconsin now has a law upon its statute books, governing the catching of whitefish in the Great Lakes forming a portion of its boundary, and by said law the size

limit is fixed at two pounds in the round and one and a half pounds in the dressed state;

WHEREAS, The law of this state pertaining to the catching of whitefish places the size at two and a half pounds in the round and two pounds dressed;

AND WHEREAS, From the judgment of all those interested in the propagation of whitefish it is thoroughly established that whitefish do not spawn until after they have reached the size fixed by the Wisconsin statutes, and that they do not spawn just prior to reaching the sizes fixed by the Minnesota statutes, and that it is necessary for the continuation of the propagation of this species of food in the Great Lakes forming the boundaries of Minnesota and Wisconsin, that the Wisconsin statute should be amended so as to become uniform with that of Minnesota;

Now, THEREFORE, Be it resolved by the house of representatives, and the senate of Minnesota concurring, that the legislature of the State of Wisconsin, now in session, be requested and urged to amend its statute so as to conform with that of the Minnesota statute for the propagation, protection and preservation of whitefish in the Great Lakes.

Approved April 5, 1915.

JOINT RESOLUTION NO. 4.

WHEREAS, There is injustice both to the alien desiring to become a citizen and to the state because of lack of interest in the government of unnaturalized aliens growing out of the present difficulty in securing naturalization papers.

RESOLVED, by the house of representatives, the senate concurring, That we respectfully petition the congress of the United States that congress shall amend the law relating to naturalization so as to make it less expensive to the alien to become a citizen, and that it be so amended that depositions of witnesses may be used by persons removing from one place to another within the state, in the same manner that they can now be used by persons removing from one state to another before full citizenship has been acquired.

RESOLVED, That certified copies of these resolutions be sent by the secretary of state, to the president of the United States, to the presiding officers of both branches of congress, and to each of the senators and representatives from Minnesota.

JOINT RESOLUTION No. 5.

Concurrent resolution, relating to the prevention of floods in the Mississippi River Valley.

WHEREAS, The frequent floods of the Mississippi river, caused by waters from thirty-one states, embracing more than 41 per cent of the total area of the United States, result in great loss of human lives in portions of the State of Illinois, Tennessee, Kentucky, Mississippi, Missouri, Arkansas and Louisiana, and large money losses, not only in such afflicted territory but in other portions of the nation, and

WHEREAS, It has been declared by every member of the engineer corps of the United States Army who has dealt with such floods, by the Mississippi River Commission and by other commissions appointed by congress that such floods can be prevented at a reasonable cost, and

WHEREAS, The work of such flood prevention has been going on for many years in the least economical way and over two-thirds of its cost has been borne by the damaged sections, who can no longer cope with this gigantic problem without effective aid from the national government, and

WHEREAS, All political parties have declared in their campaign platforms that flood control of the Mississippi river is a national duty, therefore,

BE IT RESOLVED, By the senate of the State of Minnesota, the house of representatives concurring, that the congress of the United States be and is hereby requested to fulfill this national duty at its next session and to enact such legislation as shall provide a separate and comprehensive plan for the prevention of such floods without delay.

BE IT FURTHER RESOLVED, That copies of this resolution be sent to the speaker of the house of representatives and to the senate of the congress of the United States.

STATE OF MINNESOTA,**DEPARTMENT OF STATE.**

I, Julius A. Schmahl, Secretary of State of the State of Minnesota, do hereby certify that the foregoing Session Laws, proposed amendments to the constitution of Minnesota, and joint resolutions, passed and adopted by the legislature of 1915, have been compared with the enrolled copies deposited in the office of the secretary of state, and they are true and correct copies of said enrolled laws, proposed amendments and joint resolutions.

In witness whereof, I have hereunto set my hand and affixed the Great Seal of the state at the capitol, in St. Paul, this 7th day of May, A. D. 1915.

[Seal.]

JULIUS A. SCHMAHL,
Secretary of State.

DISTRICT COURTS

Statement showing time and place of holding the terms of the district court in the several counties.

FIRST JUDICIAL DISTRICT.

JUDGES—WILLARD L. CONVERSE, South St. Paul.
ALBERT JOHNSON, Red Wing.

COUNTIES	TERMS	WHERE HELD
Goodhue.....	Second Monday in March; first Monday in October	Red Wing.
Dakota.....	First Monday in May; second Monday in November	Hastings.

SECOND JUDICIAL DISTRICT.

JUDGES—GRIER M. ORR, O. B. LEWIS, H. R. BRILL, W. L. KELLY, FRED N. DICKSON, HUGO O. HANFT, JAMES C. MICHAELS, St. Paul.

COUNTY	TERMS	WHERE HELD
Ramsey.....	First Monday of each month except July, August and September.....	St. Paul.

DISTRICT COURTS

THIRD JUDICIAL DISTRICT.

JUDGE—GEORGE W. GRANGER, Rochester.

COUNTIES	TERMS	WHERE HELD
Olmsted.....	First Monday in June and December.....	Rochester.
Wabasha.....	Second Monday in May and November.....	Wabasha.
Winona.....	Second Monday in January; third Monday in April and September.....	Winona.

FOURTH JUDICIAL DISTRICT.

JUDGES—JOHN H. STEELE, WM. E. HALE, CHARLES S. JELLEY, WILLIAM C. LEARY, HORACE D. DICKINSON, JOHN DAY SMITH,* EDWARD F. WAITE, JOSEPH W. MOLYNEAUX, DANIEL FISH, Minneapolis.

COUNTY	TERMS	WHERE HELD
Hennepin.....	Second Monday in September.....	Minneapolis.

*Retired.

FIFTH JUDICIAL DISTRICT.

JUDGE—ARTHUR B. CHILDRESS, Faribault.

COUNTIES	TERMS	WHERE HELD
Dodge.....	First Monday in April and October.....	Mantorville.
Rice.....	First Monday in May; second Monday in November.....	Faribault.
Steele.....	First Monday in June and December.....	Owatonna.
Waseca.....	Third Monday in March and October.....	Waseca.

DISTRICT COURTS

567

SIXTH JUDICIAL DISTRICT.

JUDGE—W. L. COMSTOCK, Mankato.

COUNTIES	TERMS	WHERE HELD
Blue Earth.....	First Tuesday in February and June; second Wednesday in November.....	Mankato.
Watonwan.....	First Tuesday in May and October.....	St. James.

SEVENTH JUDICIAL DISTRICT.

JUDGES—CARROLL A. NYE, Moorhead.
W. L. PARSONS, Fergus Falls.
JOHN A. ROESER, St. Cloud.

COUNTIES	TERMS	WHERE HELD
Becker.....	Fourth Monday in March; first Monday in October.....	Detroit.
Benton.....	Second Monday in April; first Monday in October.....	Foley.
Clay.....	Second Monday in May; first Monday in December.....	Moorhead.
Douglas.....	Fourth Monday in February; first Tuesday in September.....	Alexandria.
Mille Lacs.....	Fourth Tuesday in March; third Tuesday in October.....	Princeton.
Morrison.....	Second Tuesday in June; second Tuesday in January.....	Little Falls.
Otter Tail.....	Second Monday in April and in odd numbered years on the first Monday in November, and in the even numbered years on the Wednesday next following election day.....	Fergus Falls.
Stearns.....	Second Monday in May; first Monday in December.....	St. Cloud.
Todd.....	Second Monday in March; third Monday in September.....	Long Prairie.
Wadena.....	Fourth Monday in April; second Monday in November.....	Wadena.

EIGHTH JUDICIAL DISTRICT.

JUDGE—P. W. MORRISON, Norwood.

COUNTIES	TERMS	WHERE HELD
Carver.....	Second Monday in March and October.....	Chaska.
Le Sueur.....	Third Monday in February and September.....	Le Sueur Center.
McLeod.....	Second Monday in May; third Monday in November.....	Glencoe.
Scott.....	First Monday in April; fourth Monday in October.....	Shakopee.
Sibley.....	First Monday in June; second Monday in December.....	Henderson.

DISTRICT COURTS

NINTH JUDICIAL DISTRICT.

JUDGE—I. M. OLSEN, Sleepy Eye.

COUNTIES	TERMS	WHERE HELD
Lyon.....	First Monday in June; third Monday in November	Marshall.
Redwood.....	Third Monday in April; fourth Monday in October	Redwood Falls.
Brown.....	Third Monday in May; second Monday in December	New Ulm.
Nicollet.....	First Monday in May; second Monday in October	St. Peter.
Lincoln.....	Third Monday in March; fourth Monday in September	Ivanhoe.

TENTH JUDICIAL DISTRICT.

JUDGE—NATHAN KINGSLEY, Austin.

COUNTIES	TERMS	WHERE HELD
Fillmore.....	Fourth Tuesday in May; second Tuesday in November	Preston.
Freeborn.....	First Monday in February; second Monday in May; fourth Monday in September.....	Albert Lea.
Houston.....	Last Tuesday in April; First Tuesday in December	Caledonia.
Mower.....	Second Tuesday in January and June.....	Austin.

ELEVENTH JUDICIAL DISTRICT.

JUDGES—J. D. ENSIGN, W. A. CANT, BERT FESLER, H. A. DANCER, Duluth; and MARTIN HUGHES, Hibbing.

COUNTIES	TERMS	WHERE HELD
Carlton.....	First Tuesday in April; second Tuesday in February; first Tuesday in June; third Tuesday in October.....	Carlton.
Cook.....	Third Monday in June.....	Grand Marais.
Lake.....	First Wednesday in June; first Wednesday in December	Two Harbors.
St. Louis.....	First Wednesday in January, March, May, September and November.....	Duluth.
	First Tuesday in April; fourth Tuesday in August; first Tuesday in December.....	Virginia.
	First Tuesday in February; first Tuesday in June; fourth Tuesday in October.....	Hibbing.
	Third Tuesday in January; second Tuesday in August	Ely.

DISTRICT COURTS

569

TWELFTH JUDICIAL DISTRICT.

JUDGES—G. E. QVALE, Willmar.
RICHARD T. DALY, Renville.

COUNTIES	TERMS	WHERE HELD
Chippewa.....	First Monday in June; fourth Monday in November	Montevideo.
Kandiyohi.....	Third Monday in March; first Monday in October	Willmar.
Lac qui Parle...	First Tuesday in May; second Tuesday in December	Madison.
Meeker.....	First Monday in June; first Monday in December	Litchfield.
Renville.....	Second Monday in May; second Monday in November	Olivia.
Swift.....	Third Monday in May; second Monday in November	Benson.
Yellow Medicine.	Second Tuesday in January; third Tuesday in June	Granite Falls.

THIRTEENTH JUDICIAL DISTRICT.

JUDGE—L. S. NELSON, Slayton.

COUNTIES	TERMS	WHERE HELD
Cottonwood.....	First Monday in June; second Monday in November	Windom.
Murray.....	First Monday in May and December	Slayton.
Nobles.....	Third Monday in February and October	Worthington.
Pipestone.....	Second Tuesday in January; third Tuesday in May	Pipestone.
Rock.....	Third Tuesday in March; last Tuesday in September	Luverne.

DISTRICT COURTS

FOURTEENTH JUDICIAL DISTRICT.

JUDGES—WILLIAM WATTS, Crookston.
ANDREW GRINDELAND, Warren.

COUNTIES	TERMS	WHERE HELD
Kittson.....	Second Monday in June; second Monday in December	Hallock.
Mahnomen.....	Fourth Tuesday in October	Mahnomen.
Marshall.....	Fourth Monday in May; fourth Monday in November	Warren.
Norman.....	Second Monday in May; second Monday in November	Ada.
Pennington.....	Fourth Monday in January; fourth Monday in June	Thief River Falls
Polk.....	First Monday in June; first Monday after the first day of January	Crookston.
Red Lake.....	Fourth Monday in March; second Monday in January	Red Lake Falls.
Roseau.....	Third Monday in May; fourth Monday in October	Roseau.

FIFTEENTH JUDICIAL DISTRICT.

JUDGES—W. S. McCLENAHAN, Brainerd.
B. F. WRIGHT, Park Rapids.
C. W. STANTON, Bemidji.

COUNTIES	TERMS	WHERE HELD
Aitkin.....	Third Tuesday in March; fourth Tuesday in September	Aitkin.
Beltrami.....	Second Tuesday in February; second Tuesday in September	*Bemidji.
Cass.....	Second Tuesday in April; Second Tuesday in November	Walker.
Clearwater.....	Third Tuesday in October	Bagley.
Crow Wing.....	First Tuesday in May; first Tuesday in November	Brainerd.
Hubbard.....	Fourth Tuesday in May; first Tuesday in November	Park Rapids.
Itasca.....	Third Tuesday in March; second Tuesday in September	Grand Rapids.
Koochiching....	Second Tuesday in June; second Tuesday in January	International Falls

*In addition terms may be held at Beaudette and Spooner, on order of the court, and proper notice being given.

DISTRICT COURTS

571

SIXTEENTH JUDICIAL DISTRICT.

JUDGE—S. A. FLAHERTY, Morris.

COUNTIES	TERMS	WHERE HELD
Big Stone.....	Third Monday in March; second Monday in October	Ortonville.
Grant.....	First Monday in June; fourth Monday in October	Elbow Lake.
Pope.....	Second Monday in June; fourth Monday in November	Glenwood.
Stevens.....	First Monday in March; first Monday in October	Morris.
Traverse.....	First Monday in May; second Monday in November	Wheaton.
Wilkin.....	Third Monday in May; second Monday in December	Breckenridge.

SEVENTEENTH JUDICIAL DISTRICT.

JUDGE—JAMES H. QUINN, Fairmont.

COUNTIES	TERMS	WHERE HELD
Faribault.....	First Monday in April and December.....	Blue Earth.
Martin.....	Second Monday in March and November.....	Fairmont.
Jackson.....	Second Monday in January; third Monday in May	Jackson.

EIGHTEENTH JUDICIAL DISTRICT.

JUDGE—ARTHUR E. GIDDINGS, Anoka.

COUNTIES	TERMS	WHERE HELD
Anoka.....	Third Monday in March; second Monday in October	Anoka.
Isanti.....	Third Monday in April; fourth Monday in September	Cambridge.
Wright.....	First Monday in June and December.....	Buffalo.
Sherburne.....	Second Monday in May and November.....	Elk River.

DISTRICT COURTS

NINETEENTH JUDICIAL DISTRICT.

JUDGE—PETER H. STOLBERG, Harris.

COUNTIES	TERMS	WHERE HELD
Kanabec.....	Fourth Tuesday in March.....	Mora.
Chisago.....	Second Tuesday in October.....	Center City.
Pine.....	Second Tuesday in April; third Tuesday in September	Pine City.
Washington.....	Second Monday in May; fourth Monday in No- vember	Stillwater.

In addition thereto, general terms of court shall be held in Chisago county on the first Tuesday in May and in Kanabec county on the third Tuesday in August for the trial and determination both of civil and criminal cases.

**Revised Laws of 1905 Altered, Amended and Repealed
by the Session Laws of 1907, 1909, 1911, 1912,
1913 and 1915 and Sections of General
Statutes of 1913 as they
appear therein.**

Sections R. L. 1905		Sections G. S. 1913
7	Supplemented; terms of court in Washington county; Chap. 21, Laws 1909.....	162
	Supplemented as to 15th Judicial District; Chap. 11, Laws 1909.....	215-218
9-23	Supplemented; members of legislature exempt from witness duty during session; Chap. 51, Laws 1909	40
12	Amended as to tunnels under roads; Chap. 359, Laws 1911	
17-18	Supplemented as to compensation of members of legislature; Chap. 229, Laws 1907.....	35-37
18	Amended as to compensation of members and employees of legislature; Chap. 2, Laws 1909..	34
19	Amended as to contempts of legislature; Chap. 319, Laws 1907.....	38
19 (4)	Supplemented as to bribery of public officers and members of legislature; Chap. 325, Laws 1907.	8528
	Supplemented as to bribery of public officers and members of legislature; Chap. 353, Laws 1907.	8525
24-25	Supplemented as to publication of proposed amendments to State Constitution in 1908; Chap. 14, Laws 1909.....	
25	Amended as to manner of proposing amendments to state constitution; Chap. 152, Laws 1907..	46
	Amended as to papers which may publish constitutional amendments; Chap. 299, Laws 1913..	46
37	Supplemented as to cancellations by state auditor of unused appropriations; Chap. 272, Laws 1907.	114-115
68	Supplemented as to payment of state employees out of contingent funds; Chap. 395, Laws 1907.	6217
69-152	Supplemented as to Municipal Court of International Falls; Chap. 176, Laws 1907.....	
72	Supplemented as to issue and service of writs of certiorari; Chap. 410, Laws 1909.....	8313-8317
87-89	Supplemented as to contracts for publishing supreme court reports; Chap. 438, Laws 1909..	141

Sections R. L. 1905		Sections G. S. 1913
92	Supplemented as to writs of certiorari; Chap. 410, Laws 1909.....	8313-8317
94	Amended as to judges of district court being called to serve in different districts; Chap. 157, Laws 1907.....	147
97	Supplemented as to terms of court in cities and villages of over 6,000 distant more than 50 miles from county seat; Chap. 414, Laws 1907. Supplemented as to terms of court in Beltrami county; Chap. 134, Laws 1909.....	169
	Amended as to terms of district court in counties; Chap. 244, Laws 1909.....	150
97-99	Supplemented as to terms of court in Washington county; Chap. 21, Laws 1909.....	162
	Supplemented as to terms of district court in St. Louis county; Chap. 126, Laws 1909.....	176-188
108	Supplemented as to deputy clerks of court in counties of 275,000; Chap. 33, Laws 1909.....	
109	Amended as to search for judgments and liens in office of clerks of District Courts; Chap. 203, Laws 1907.	222
111	Supplemented as to indexing records of clerk of court in counties of less than 50,000; Chap. 312, Laws 1907.	225-226
115-124	Supplemented as to phonographic court reporters in counties of 292,000 or more; Chap. 186, Laws 1907.	248-249
	Amended as to compensation of court reporters; Chap. 285, Laws 1909.....	
119-120	Supplemented as to salaries of court reporters upon change of district boundaries; Chap. 242, Laws 1907.	246
	Amended as to salaries of court reporters; Chap. 168, Laws 1909.....	244
122	Amended as to salaries of supreme and district court judges and officers; Chap. 175, Laws 1907. Amended as to salaries and officers of courts; Chap. 252, Laws 1909.....	252
	Amended as to salaries of judges and officers of supreme and district courts; Chap. 301, Laws 1911.	252
124-151	Supplemented as to oaths and bonds of judges and clerks of municipal court; Chap. 116, Laws 1909.	257-258
126	Amended as to municipal courts in cities and villages; Chap. 104, Laws 1913.....	259
127-128	Supplemented as to powers and duties of municipal court judges in fourth class cities; Chap. 306, Laws 1909.....	281-282
127	Amended as to duties of judges in municipal courts; Chap. 104, Laws 1913.....	261
131	Amended as to jurisdiction of municipal courts; Chap. 104, Laws 1913.	265
132	Amended as to powers of municipal judges; Chap. 104, Laws 1913.....	266
133	Amended as to duties of officers of municipal courts; Chap. 104, Laws 1913.....	267

INDEX

575

Sections R. L. 1905		Sections G. S. 1913
136	Amended as to municipal courts in cities of 5,000 or more; Chap. 104, Laws 1913.....	270
138	Amended as to change of venue in municipal courts; Chap. 104, Laws 1913.....	272
140	Amended as to time when process issued by municipal court is returnable; Chap. 104, Laws 1913.....	274
141	Amended as to jury trials in municipal courts; Chap. 104, Laws 1913.....	275
142	Amended as to jury trials in municipal courts; Chap. 104, Laws 1913.....	276
143	Amended as to fees in civil cases in municipal courts; Chap. 104, Laws 1913.....	277
145	Amended as to issue of executions in municipal courts; Chap. 104, Laws 1913.....	279
146	Amended as to appeals to district courts from municipal courts; Chap. 104, Laws 1913.....	280
148	Amended as to qualifications and powers of court commissioners; Chap. 69, Laws 1909.....	289
153-343	Supplemented as to special elections in third class cities; Chap. 180, Laws 1909.....	306
156	Amended as to constitution and alteration of election districts; Chap. 365, Laws 1907.....	301
	Amended as to election districts and time to open polls; Chap. 125, Laws 1909.....	435
175	Amended as to form of ballot for presidential electors; Chap. 510, Laws 1913.....	329
181	Amended as to date of primary election; Chap. 2, Laws 1912; Chap. 389, Laws 1913.....	335
	Amended by requiring all nominations of elective officers to be made by direct vote, with certain exceptions; Chap. 2, Laws 1912.....	335
182	Supplemented by requiring that judges of supreme and district courts, judges of probate and municipal courts, superintendents of schools and officers in cities of the first class shall be nominated on non-partisan ballots; Chap. 2, Laws 1912.....	336
	Amended by providing that all county officials and members of the legislature shall be nominated as non-partisans; Chap. 389, Laws 1913..	336
	Amended by providing that officers running at large shall be divided into classes; Chap. 2, Laws 1912.....	336
	Supplemented as to designation of candidates nominated on non-partisan primary election ballot and those nominated by petition; Chap. 2, Laws 1912.....	336
	Amended as to meaning of political party and officials nominated on non-partisan ballot; Chap. 389, Laws 1913.....	336
184	Amended as to filing as candidates at primary election; Chap. 389, Laws 1913.....	339
	Amended as to filing of affidavits of candidates at primary elections; Chap. 226, Laws 1907....	339

Sections R. L. 1905		Sections G. S. 1913
184-185	Supplemented as to fees for placing names of candidates on election ballot; Chap. 429, Laws 1907	401
	Amended as to filing of candidates for primary election; Chap. 95, Laws 1909	340
184	Supplemented by authorizing the placing of names of candidates for judges of supreme and district courts on primary ballot by petition; Chap. 2, Laws 1912	339
	Amended as to filing of affidavits of candidates at primary elections; Chap. 226, Laws 1907	339
186	Amended by requiring county auditor to provide in primary ballots a column for second choice votes; Chap. 2, Laws 1912	341
	Supplemented by directing the manner in which second choice ballots shall be prepared; Chap. 2, Laws 1912	341
187	Amended as to rotating of names on primary election ballots; Chap. 2, Laws 1912	342
	Supplemented by providing that in city elections officers designated in charters shall prepare primary ballots; Chap. 2, Laws 1912	
	Amended as to officers on primary ballot; Chap. 389, Laws 1913	336
189	Amended as to form of blanks for registration of voters; Chap. 2, Laws 1912	344
191	Amended as to time for opening and closing polls at elections; Chap. 172, Laws 1911	346
193	Amended by making provision to permit voters to indicate second choice and giving directions as to how ballots are to be marked therefor; Chap. 2, Laws 1912	348
196	Amended as to method of canvassing votes; Chap. 2, Laws 1912	351
	Supplemented by new form of tally sheets and tabular statement of returns and directions as to their use; Chap. 2, Laws 1912	
197	Amended by instructing auditor to furnish tally sheets or books for non-partisan candidates; Chap. 2, Laws 1912	352
	Supplemented by provision relating to primary elections in cities having home rule charters; Chap. 2, Laws 1912	
199	Amended as to canvassing so as to permit count of second choice votes; Chap. 2, Laws 1912 ..	354
	Supplemented as to primaries in cities having home rule charters; Chap. 2, Laws 1912	
200	Supplemented by instructions as to method of elimination of candidates and computation of second choice votes; Chap. 2, Laws 1912	355
	Supplemented as to directions for canvassing non-partisan ballots; Chap. 2, Laws 1912	
	Paragraph repealed; relates to nominees at primary; Chap. 389, Laws 1913	
201	Amended as to primaries in cities having home rule charters and elections by non-partisan ballot; Chap. 2, Laws 1912	356

INDEX

577

Sections R. L. 1905		Sections G. S. 1913
213	Amended as to nominations by petition; Chap. 389, Laws 1913.	371
217	Amended as to procedure in case vacancies on ballots are to be filled; Chap. 2, Laws 1912; Chap. 389, Laws 1913.	395
218	Amended as to use of adhesive stickers; Chap. 2, Laws 1912.	396
223	Amended as to filing of affidavits of candidates at primary elections; Chap. 226, Laws 1907...	400
230	Amended as to appointment of election judges; Chap. 395, Laws 1913.	411
241	Amended as to registration days in cities of the first class; Chap. 2, Laws 1912.	422
247	Amended as to days of registration in cities of the first, second and third classes; Chap. 2, Laws 1912.	428
251	Amended as to persons who shall be permitted to vote at general elections in cities of the first, second and third classes; Chap. 2, Laws 1912..	432
252	Amended as to election districts and time to open polls; Chap. 125, Laws 1909.	435
	Amended as to time for opening and closing polls at election; Chap. 172, Laws 1911; Chap. 23, Laws 1913.	
253	Amended as to location of polling places at elections; Chap. 108, Laws 1907.	438
	Supplemented by providing for polling place at Soldiers' Home; Chap. 27, Laws 1913.	
316	Supplemented by instructions as to care of ballots in counties having a population of 200,000 or more and in cities having a population of 50,000 or more; Chap. 2, Laws 1912.	505
	Supplemented by instructions with regard to custody of ballots in case of contest; Chap. 2, Laws 1912.	506
311-312	Amended as to custody of ballots after canvass; Chap. 256, Laws 1911.	500-501
326	Amended as to meetings of State Canvassing Board; Chap. 76, Laws 1909.	519
336	Amended as to election contests; Chap. 59, Laws 1911.	529
337	Amended as to inspection of ballots after election contest; Chap. 475, Laws 1907; Chap. 368, Laws 1913.	530
341	Amended as to compensation of election officers; Chap. 395, Laws 1913.	534
344	Amended as to alternation of names; Chap. 327, Laws 1913.	553
347	Amended as to employment of judges and clerks of election when voting machines are used; Chap. 64, Laws 1909.	541
	Amended as to election clerks and judges where voting machines are used; Chap. 64, Laws 1909.	
348-358	Repealed. Sections relate to corrupt practices at election; Chap. 3, Laws 1912.	
380	Amended as to valuation of counties which may change boundary lines; Chap. 337, Laws 1913..	632

Sections R. L. 1905		Sections G. S. 1913
380-620	Proceedings under legalized; Chap. 269, Laws 1911.	654
385	Amended as to returns of county division elections; Chap. 422, Laws 1913.	637
386	Amended as to canvass of votes in county division election; Chap. 422, Laws 1913.	638
390	Amended as to transcript of records upon division of county; Chap. 136, Laws 1907.	647
409	Amended as to defining powers of counties; Chap. 310, Laws 1907.	668
419-429	Supplemented as to composition of county board in certain cases; Chap. 38, Laws 1907.	682-691
	Supplemented as to composition of county board upon change of boundaries; Chap. 5, Laws 1907.	641
419-480	Supplemented as to county aid for hospitals in counties of 25,000 or less; Chap. 210, Laws 1909	708
420	Amended as to redistricting of commissioner districts; Chap. 537, Laws 1913.	649
423	Amended as to salaries of county board; Chap. 204, Laws 1907; Chap. 388, Laws 1909; Chap. 308, Laws 1913.	684
	Supplemented as to pay of county board in counties of 35,000 to 75,000; Chap. 296, Laws 1907..	
	Amended as to salaries and expenses of county board; Chap. 46, Laws 1909.	
	Amended as to salaries of county commissioners; Chap. 374, Laws 1911.	
428	Amended as to publication of proceedings of county board; Chap. 447, Laws 1907.	690
431	Amended as to contingent expenses of county officers; Chap. 390, Laws 1907.	693
433	Amended as to annual statement of county boards; Chap. 205, Laws 1907.	695
434	Supplemented as to authority of county board to appropriate money for dams to navigable lakes; Chap. 104, Laws 1907.	696
	Supplemented as to purchase of ditching machines by county boards; Chap. 19, Laws 1907.	
	Supplemented as to change the name of township; Chap. 88, Laws 1907.	
434	Supplemented as to exhibits at state fair by counties having 45 per cent of land vacant; Chap. 99, Laws 1907.	739-742
	Supplemented as to investment in bonds by county board in counties of 50,000 or less; Chap. 214, Laws 1907.	
	Supplemented as to board of court house commissioners in counties of over 75,000; Chap. 223, Laws 1907.	
	Supplemented, improvement of navigable lakes in counties of 275,000; Chap. 356, Laws 1909..	
	Supplemented as to joint ownership of court houses and city halls in counties over 100,000; Chap. 111, Laws 1909.	
	Supplemented, county bonds for floating indebtedness; Chap. 245, Laws 1909.	

INDEX

579

Sections R. L. 1905

Sections G. S. 1913

	Supplemented, taxation of parks in cities over 50,000; Chap. 359, Laws 1909.....	
	Supplemented as to certificates of indebtedness for court houses in counties of \$200,000,000 valuation and bonded debt of \$1,400,000 or less; Chap. 16, Laws 1909.....	
	Supplemented, establishment of tuberculosis sanatoriums; Chap. 347, Laws 1909.....	
	Sub. 9 amended as to condemnation of land by counties for agricultural fairs; Chap. 256, Laws 1911.....	
(10)	Amended as to power of county commissioners to provide monuments in parks and cemeteries; Chap. 89, Laws 1911.....	
	Amended as to appropriations for agricultural societies; Chap. 478, Laws 1913.....	
	Amended as to counties which may appropriate money for navigable lakes; Chap. 94, Laws 1913	
	Amended as to power of county boards to condemn sites for county fairs; Chap. 347, Laws 1913	
438	Supplemented as to expenses of county superintendent; Chap. 33, Laws 1907.....	1016
442	Amended as to road overseers in towns; Chap. 250, Laws 1909.....	764
456	Amended as to division of funds on division of towns; Chap. 123, Laws 1909.....	782
492	Supplemented as to clerk hire of county auditor in counties of 75 townships and \$5,000,000 valuation; Chap. 207, Laws 1907.....	835-836
	Supplemented as to clerk hire of county treasurer under special laws; Chap. 118, Laws 1907..	839
	Supplemented, additional salaries to county board in certain counties; Chap. 393, Laws 1909	831
	Supplemented, clerk hire of county auditors in counties of 50 to 80 townships and valuation of over \$4,000,000; Chap. 310, Laws 1909.....	837-838
494-529	Supplemented as to compensation of deputies and clerks of county treasurer and auditor in counties of 100,000 to 200,000; Chap. 71, Laws 1909	
499	Amended as to county board of auditors; Chap. 22, Laws 1909.....	846
500	Amended as to deposits of county funds; Chap. 352, Laws 1907.....	847
500-507	Supplemented as to depositaries of public funds; Chap. 362, Laws 1909.....	847-854
502	Amended as to bonds of county depositaries; Chap. 124, Laws 1909.....	849
508	Amended as to proposals as depositaries by banks; Chap. 104, Laws 1909.....	850
508	Amended as to compensation of board of audit; Chap. 357, Laws 1913.....	855
522	Repealed; relates to publication of statement of county affairs; Chap. 358, Laws 1913.....	

Sections R. L. 1905		Sections G. S. 1913
527	Supplemented as to salaries of county treasurers in counties of 150,000 to 250,000; Chap. 139, Laws 1907	874
	Supplemented as to clerk hire of county treasurers in certain cases; Chap. 139, Laws 1909....	
	Amended as to salaries of county treasurers and deputies; Chap. 333, Laws 1911.....	
533-534	Amended as to records, indexes and books of register of deeds; Chap. 442, Laws 1907.....	888-890
539	Reception books of register of deeds; Chap. 226, Laws 1909.....	905
563-574	Supplemented as to compensation of clerks and assistants of county attorneys in counties of 100,000 to 200,000; Chap. 192, Laws 1907.....	
571	Supplemented as to salary of assistant county attorney in counties of 150,000 to 250,000; Chap. 116, Laws 1907.....	
	Supplemented, assistants to county attorney in counties of 100,000 to 200,000; Chap. 322, Laws 1909	
573	Amended as to salaries of county attorneys; Chap. 313, Laws 1909.....	974
	Amended as to salaries of county attorneys; Chap. 214, Laws 1911.....	
574	Amended as to contingent expenses of county attorneys; Chap. 339, Laws 1907.....	975
	Amended as to contingent fund of county attorney; Chap. 233, Laws 1909.....	
577	Amended as to compensation of county surveyors; Chap. 303, Laws 1909.....	981
600	Repealed; related to salaries of county superintendents; Chap. 216, Laws 1911.....	
602	Amended as to place of office of court commissioners; Chap. 477, Laws 1909.....	
608	Amended as to bonds of county officers; Chap. 115, Laws 1909.....	1080
621-697	Supplemented liability of towns on bonds upon detachment of territory; Chap. 492, Laws 1909....	1193-1194
622	Supplemented as to change of name of township; Chap. 88, Laws 1907.....	784-785
	Supplemented, money for town hall; Chap. 279, Laws 1909.....	1108
625	Amended as to powers of town meetings; Chap. 350, Laws 1909.....	1100
	Supplemented, town orders in excess of sum voted at town meeting legalized; Chap. 321, Laws 1909.....	1103
	Supplemented by authorizing towns to purchase and care for public parks; Chap. 14, Laws 1913	1100
642	Supplemented, term of office of towns and village assessors; Chap. 316, Laws 1909.....	1163
651	Supplemented, approaches to graded highways; Chap. 291, Laws 1909.....	
651-654	Supplemented as to removal of trees detrimental to roads; Chap. 432, Laws 1909.....	
660	Supplemented as to report of officers elected by town clerks; Chap. 26, Laws 1907.....	1138

INDEX

581

Sections R. L. 1905		Sections G. S. 1913
682	Amended as to compensation of assessors and town clerks; Chap. 402, Laws 1907.....	
	Supplemented as to pay of town supervisors; Chap. 316, Laws 1907.....	
	Amended as to compensation of town officers; Chap. 37, Laws 1911.....	1177
	Amended as to compensation and mileage of assessors; Chap. 558, Laws 1913.....	1177
688	Amended as to contracts of town boards; Chap. 351, Laws 1911.....	
	Amended as to interest of town officers in contracts; Chap. 164, Laws 1913.....	1188
698	Supplemented as to constituting councils of boroughs boards of equalization; Chap. 248, Laws 1907.....	2082
698-745	Supplemented as to bonds of villages for floating indebtedness; Chap. 166, Laws 1909.....	
	Position of villages under; Chap. 148, Laws 1909	1221
700	Amended as to incorporation as village of platted land; Chap. 270, Laws 1907.....	1204
700-701	Amended as to incorporation as village of platted lands; Chap. 255, Laws 1907.....	1206
700-775	Supplemented as to addition of territory to cities and villages; Chap. 113, Laws 1909.....	1800
	Supplemented as to incorporation of villages out of territory of other villages; Chap. 9, Laws 1909.....	1222-1223
	Supplemented, separation of unplatted lands from villages and boroughs; Chap. 138, Laws 1909.....	1231-1232
	Supplemented as to detaching territory from villages; Chap. 460, Laws 1909.....	1230
707	Supplemented as to altering boundaries of cities of 10,000 to 20,000; Chap. 349, Laws 1907.....	1664
	Amended as to extension of village boundaries; Chap. 119, Laws 1913.....	1226
708	Amended as to separation of villages from townships for election purposes; Chap. 154, Laws 1911.....	1238
711	Supplemented as to election of assessor and board of review in villages; Chap. 61, Laws 1909.....	1247
	Supplemented, term of office of town and village assessors; Chap. 316, Laws 1909.....	1163
712	Amended as to hours of opening and closing polls; Chap. 413, Laws 1913.....	1252
717	Amended as to financial statements of villages and bond of treasurer; Chap. 852, Laws 1911	1257
722	Amended as to fees of village justices and constables; Chap. 459, Laws 1907.....	1263
727	Supplemented as to evidence of indebtedness of villages for electric light; Chap. 306, Laws 1907.....	1268
	Supplemented as to bonds of villages for sewers; Chap. 279, Laws 1907.....	1270
	Sec. 7, 8, 9, 12, 17; powers of villages under; Chap. 897, Laws 1907.....	1102

Sections R. L. 1905		Sections G. S. 1913
	Supplemented as to sale and use of explosives; Chap. 28, Laws 1907.....	8771
	Supplemented as to weighing of grain, hay, etc.; Chap. 78, Laws 1907.....	4470
	Subdivisions 1, 7, 8, 9, 11, 12, 16, 17, 18, 22 sup- plemented as to village powers to platted por- tions of townships having 1,200 people; Chap. 193, Laws 1907.....	1101
727(7)	Supplemented as to discharge of firearms in cities of 50,000 or over; Chap. 300, Laws 1907. Supplemented; villages authorized to acquire water and light plants; Chap. 15, Laws 1909.. Supplemented, park boards in villages; Chap. 441, Laws 1909.....	8805 1307 1820
	Sub. 13 amended as to powers of villages over gambling and other vices; Chap. 263, Laws 1909	1268
	Supplemented as to license of transient mer- chants; Chap. 84, Laws 1909.....	1795
	Supplemented, cities authorized to appropriate money for Memorial Day; Chap. 365, Laws 1909	1382
	Supplemented as to punishment of vagrants; Chap. 487, Laws 1909.....	9030
727-784	Supplemented, taxation of parks in cities over 50,000; Chap. 359, Laws 1909.....	1556
729	Supplemented as to village powers to platted portions having 1,200 people in townships; Chap. 193, Laws 1907.....	1101
732	Supplemented as to collection of poll tax in vil- lages; Chap. 189, Laws 1909.....	1293
735	Supplemented as to village powers to platted portions of townships having 1,200 people; Chap. 193, Laws 1907.....	1101
	Amended as to village street improvement; Chap. 324, Laws 1911.....	1284
735	Amended, relating to petitions for street im- provements; Chap. 153, Laws 1915.....	1284
746-758	Supplemented as to taxes for auditorium in cities of over 50,000; Chap. 57, Laws 1907.... Supplemented as to support of police depart- ment in cities of over 50,000; Chap. 301, Laws 1907	1625 1452
746-765	Supplemented as to condemnation of land for school-house site by cities of over 50,000; Chap. 291, Laws 1907.....	1506
	Supplemented as to bath-houses in cities of 20,000 to 50,000; Chap. 22, Laws 1907.....	1640
	Supplemented as to legalizing bonds of cities of fourth class; Chap. 35, Laws 1909.....	
	Supplemented so as to empower cities of 10,000 or less to acquire water works and light plants; Chap. 43, Laws 1909.....	1762
	Supplemented, tax levy for street improvement in cities; Chap. 368, Laws 1909.....	
	Supplemented, cities authorized to appropriate money for Memorial Day; Chap. 365, Laws 1909	1382

INDEX

583

Sections R. L. 1905		Sections G. S. 1913
	Supplemented as to open air concerts in cities of 20,000 to 50,000; Chap. 155, Laws 1909.....	1649
	Supplemented, authorizing cities of 50,000 to maintain roads and parkways outside of limits; Chap. 485, Laws 1909.....	1549
	Supplemented as to electric light in cities of 10,000 or under; Chap. 218, Laws 1909.....	1769
	Supplemented, examination of books of cities under 10,000; Chap. 264, Laws 1909.....	
	Supplemented as to annexation of adjacent territory to cities; Chap. 137, Laws 1909.....	1651
	Supplemented as to construction of laws regulating first class cities; Chap. 172, Laws 1909....	1364
	Supplemented, power of cities to levy frontage tax for local improvements; Chap. 174, Laws 1909	1755
747-748	Supplemented as to designation of depositaries for funds of cities; Chap. 17, Laws 1907.....	1391
748	Amended as to patrol limits of cities and villages under home rule charters; Chap. 375, Laws 1907.....	1342
748-755	Adoption of commission form of city government under Chap. 170, Laws 1909.....	1354
749	Amended, board of freeholders to frame charters for cities; Chap. 423, Laws 1909.....	1343
	Amended as to removal of member of board of freeholders; Chap. 535, Laws 1913.....	1343
750	Amended as to employment of attorney and stenographer by charter revision boards in cities; Chap. 216, Laws 1907.....	1344
754	Amended as to submission of proposed city charters; Chap. 214, Laws 1909.....	1348
756	Amended as to amendments of charters of villages; Chap. 199, Laws 1907.....	1350
	Supplemented as to home rule charters; Chap. 170, Session Laws 1909.....	1354
761	Supplemented as to water, light, power and building commission in cities of less than 10,000; Chap. 412, Laws 1907.....	1807
762	Supplemented, park boards in cities of 1,000 to 10,000; Chap. 441, Laws 1909.....	1820
	Supplemented as to bonds for parks in cities of over 50,000; Chap. 93, Laws 1907.....	
762-784	Supplemented as to care and use of parks; Chap. 440, Laws 1907.....	1557
	Supplemented as to authority of cities of 50,000 to maintain roads and parkways outside of limits; Chap. 485, Laws 1909.....	1549
	Supplemented, creating park districts in cities under 10,000; Chap. 486, Laws 1909.....	1746
765	Supplemented as to bonds of cities of 10,000 or less for water works; Chap. 67, Laws 1907..	
766	Supplemented as to water and light plants in cities over 50,000; Chap. 372, Laws 1909.....	1386
767	Modified as to gifts to municipalities; Chap. 319, Laws 1913.....	1785
768	Repealed, relates to notice to cities, etc., of claims for damages; Chap. 391, Laws 1913..	1786

Sections R. L. 1905		Sections G. S. 1913
772	Bonds of cities over 50,000 or under for local improvements; Chap. 234, Laws 1909.....	
	Supplemented as to application for refundment of local assessment; Chap. 306, Laws 1913....	1793
772-773	Supplemented, license of hawkers and peddlers; Chap. 248, Laws 1909.....	
773	Supplemented as to licenses of transient merchants; Chap. 84, Laws 1909.....	1795
	Amended as to vacation of village streets; Chap. 381, Laws 1909.....	1281
774	Amended as to erection of heating plants; Chap. 486, Laws 1913.....	1306
775	Amended as to bridges and ferries outside city or village limits; Chap. 111, Laws 1913.....	1797
776-793	Supplemented as to bonds of cities for police stations; Chap. 413, Laws 1907.....	
776-793	Supplemented as to sale of bonds for gas works by cities of over 50,000; Chap. 376, Laws 1907	
	Supplemented as to bridges in cities of over 50,000 and bonds therefor; Chap. 283, Laws 1907	
	Supplemented as to authorizing municipalities to issue bonds; apply to bonds of villages for sewers; Chap. 279, Laws 1907.....	1270
	Supplemented as to improvement of street intersections in cities of over 50,000; Chap. 264, Laws 1907.....	
	Supplemented as to bonds for local improvements before assessments in cities of over 50,000; Chap. 265, Laws 1907.....	
	Supplemented as to issue of bonds for past indebtedness by cities of 10,000 or less; Chap. 62, Laws 1907.....	
	Supplemented as to bonds of cities of the fourth class; Chap. 64, Laws 1907.....	
	Supplemented as to bonds for widening streets leading to state buildings in cities of over 50,000; Chap. 271, Laws 1907.....	
	Supplemented as to liability of villages on bonds upon division of territory; Chap. 273, Laws 1907	1871
	Supplemented as to bonds of counties of 10,000 to 20,000 for floating indebtedness; Chap. 461, Laws 1907.....	
	Supplemented as to disposal of municipal bonds to citizens; Chap. 462, Laws 1907.....	1864
	Supplemented as to bonds of cities of fourth class in aid of steam or electric railways; Chap. 244, Laws 1907.....	1928
	Supplemented, bonds of counties of 275,000 for roads and bridges; Chap. 405, Laws 1909....	
	Supplemented as to validity of bonds; Chap. 28, Laws 1909.....	1863
	Supplemented as to certificates of indebtedness for court houses in counties of \$200,000,000 valuation and bonded debt of \$1,400,000 or less; Chap. 16, Laws 1909.....	
	Supplemented, county bonds for floating indebtedness; Chap. 245, Laws 1909.....	

INDEX

Sections
R. L. 1905

585
Sections
G. S. 1913

776-793

Supplemented, bonds for sewers in villages in counties of 275,000; Chap. 363, Laws 1909....	1290
Supplemented as to bonds of counties for bridges across county line streams; Chap. 425, Laws 1909	2596
Supplemented as to bridges over navigable streams in cities over 50,000; Chap. 185, Laws 1909.....	
Supplemented, bonds of cities over 50,000 for engine houses; Chap. 370, Laws 1909.....	
Supplemented as to bonds of cities over 50,000 for school purposes; Chap. 156, Laws 1909..	
Supplemented authorizing cities of 50,000 to issue bonds for main sewers; Chap. 489, Laws 1909	
Supplemented, bonds of cities of over 50,000 for play grounds; Chap. 357, Laws 1909.....	
Supplemented as to street paving in cities over 50,000; Chap. 89, Laws 1909.....	
Supplemented as to bonds of cities over 50,000 for parks; Chap. 206, Laws 1909.....	
Supplemented, bonds of cities over 50,000 for water works; Chap. 228, Laws 1909.....	
Supplemented as to bonds of cities over 50,000 for police stations; Chap. 213, Laws 1909.....	
Supplemented as to bonds of cities over 50,000 for bridges across boundary streams; Chap. 399, Laws 1909.....	
Supplemented, bonds of cities over 50,000 for main sewers; Chap. 406, Laws 1909.....	
Supplemented, bonds of cities over 50,000 for bridges; Chap. 231, Laws 1909.....	
Supplemented, improvement of streets in front of exempt property in cities of over 50,000; Chap. 367, Laws 1909.....	
Supplemented as to bonds of cities over 50,000 for bridging creeks; Chap. 397, Laws 1909...	
Supplemented as to bonds of cities over 50,000 for improvements in advance of assessments; Chap. 402, Laws 1909.....	
Supplemented as to bonds of cities under 10,000 for water; Chap. 205, Laws 1909.....	1923
Supplemented as to bonds of cities of 10,000 or less for water and light; Chap. 43, Laws 1909	1762
Supplemented, cities of 5,000 or less organized by special law, empowered to issue bonds for local improvements; Chap. 323, Laws 1909..	1898
Supplemented as to legalizing bonds of cities of fourth class; Chap. 35, Laws 1909.....	
Supplemented as to bonds of cities for bridges; Chap. 47, Laws 1909.....	950
Supplemented, village bonds for floating indebtedness; Chap. 227, Laws 1909.....	
Supplemented as to bonds of towns to refund bonds sold prior to 1903 for roads and bridges; Chap. 446, Laws 1909.....	
Amended as to obligations for construction of ditches; Chap. 145, Laws 1913.....	1848
Supplemented as to bonds for water and light by cities of over 50,000; Chap. 147, Laws 1907	

777

777-784

Sections R. L. 1905		Sections G. S. 1913
779-793	Supplemented as to bonds of cities of over 50,000 for engine house sites and equipment of fire department; Chap. 287, Laws 1907.....	
783-784	Supplemented as to authorizing cities of over 50,000 to issue bonds for schools; Chap. 20 and 21, Laws 1907.....	
783	Supplemented as to legalizing of bonds of cities; Chap. 6, Laws 1907.....	
	Supplemented as to legalizing bonds of cities; Chap. 7, Laws 1907.....	
784	Supplemented as to board of court house commissioners in counties of over 75,000; Chap. 223, Laws 1907.....	
	Supplemented as to circulation of libraries of cities of 50,000 or over in villages and county; Chap. 289, Laws 1907.....	1619
Sub. 2	Amended as to issue of bonds by counties for court house, jail, poor farm, morgue, roads and bridges; Chap. 297, Laws 1907.....	1855
	Amended, bonds of school districts for buildings legalized; Chap. 261, Laws 1909.....	1855
	Supplemented creating park districts in cities of less than 10,000; Chap. 486, Laws 1909.....	1746
789	Supplemented as to investment of state funds by board of investment; Chap. 102, Laws 1907..	
	Bonds purchased by state board of investment legalized; Chap. 99, Laws 1909.....	
790	Amended as to special tax on municipal indebtedness; Chap. 94, Laws 1909.....	1878
795	Amended as to property exempt from taxation; Chap. 259, Laws 1913.....	1970
801	Amended as to abatement of taxes; Chap. 96, Laws 1909.....	1978
804	Supplemented as to taxation of mortgages; Chap. 328, Laws 1907.....	2301
816-825	Supplemented as to taxation of elevators and warehouses; Chap. 466, Laws 1909.....	2329
829	Supplemented as to plank and turnpike roads; Chap. 149, Laws 1909.....	6162
	Supplemented as to validity of taxation of electric railways; Chap. 30, Laws 1909.....	
	Amended as to counties in which personal property of street railways is to be assessed; Chap. 25, Laws 1913.....	2007
834	Amended as to listing personal property for taxation; Chap. 223, Laws 1911.....	2012
835	Amended as to listing of property for taxation; Chap. 266, Laws 1909.....	2013
850	Supplemented as to certificate of auditor to assessor on return of books; Chap. 87, Laws 1907	2030
854-858	Supplemented as to valuation of property for taxation by tax commission; Chap. 408, Sec. 15, Laws 1907.....	2347
859	Amended as to reduction of assessments for taxation; Chap. 460, Laws 1907.....	
Sub. 4	Supplemented as to powers of tax commission and review of their proceedings by board of equalization; Chap. 408, Sec. 14, Laws 1907..	2346
863		

INDEX

587

Sections R. L. 1905		Sections G. S. 1913
868	Supplemented as to levy of county taxes; Chap. 462, Laws 1909.....	2055
871	Amended as to levy of taxes in townships; Chap. 404, Laws 1907.....	2054
880	Amended as to notice of rates of taxation by county treasurer; Chap. 400, Laws 1907.....	
	Amended as to published notices of rates of taxation; Chap. 34, Laws 1911.....	
	Amended as to notice of rates of taxation; Chap. 551, Laws 1913.....	2066
883	Amended as to settlement between county auditors and treasurers; Chap. 225, Laws 1911...	2070
889	Supplemented, advertisement of time when personal property tax becomes delinquent; Chap. 307, Laws 1909.....	766
901	Supplemented as to interest on tax judgments; Chap. 448, Laws 1909.....	2090
908	Amended as to legal publications in newspapers; Chap. 5, Laws 1911.....	2097
928	Amended as to election of town supervisors; Chap. 103, Laws 1907.....	1162
936	Amended to date of forfeited land tax sale; Chap. 74, Laws 1913.....	2127
936-937	Amended as to sale of lands forfeited to state for taxes; Chap. 430, Laws 1907; Chap. 333, Laws 1913.....	2128
937	Amended as to valuation of lands before forfeited sale for taxes; Chap. 30, Laws 1911.....	2128
940	Amended as to certificates and deeds on tax sales; Chap. 245, Laws 1911.....	2132
946	Amended as to assignment and cancellation of tax certificates; Chap. 339, Laws 1909.....	2138
957	Amended as to service of notice of expiration of redemption from tax sales; Chap. 85, Laws 1907	2151
964	Amended as to refundment of taxes on exempt land; Chap. 160, Laws 1909.....	2158
985	Amended as to receiver's receipts and patents; Chap. 371, Laws 1913.....	2192
991	Amended as to platting of irregular tracts of land; Chap. 32, Laws 1911.....	2200
1003-1011	Supplemented as to legality of taxation of electric railway companies; Chap. 30, Laws 1909..	
	Supplemented as to preservation of records of gross earnings tax; Chap. 258, Laws 1909....	2223
	Supplemented as to taxation of railroads; Chap. 454, Laws 1909.....	2231
1009	Repealed; relates to penalty for non-payment of gross earnings tax; Chap. 487, Laws 1913..	
1013	Amended as to report of express companies to tax commission; Chap. 454, Laws 1913.....	2242
1019	Amended as to rate of gross earnings tax of express companies; Chap. 454, Laws 1913.....	2248
1020	Repealed; relates to penalty for non-payment of gross earnings taxes; Chap. 487, Laws 1913..	
1022-1027	Supplemented as to taxation of freight line companies; Chap. 250, Laws 1907.....	

Sections R. L. 1905		Sections G. S. 1913
1028-1030	Supplemented as to taxation of sleeping car companies; Chap. 453, Laws 1907.....	
1031-1037	Supplemented as to telephone and telegraph operators in depots in cities and villages over 500; Chap. 173, Laws 1909.....	4402
1039-1153	Supplemented as to railroad fare of national guard; Chap. 492, Laws 1909.....	1193
1046-1075	City charters and official acts under legalized; Chap. 177, Laws 1909.....	1371
1048-1071	Amended as to national guard; Chap. 56, Laws 1909.....	2361-2366-2374
1048	Supplemented by providing for skeleton organization of field artillery; Chap. 44, Laws 1913	2361
1050	Amended as to organization of national guard; Chap. 443, Laws 1907.....	2363
1052	Amended as to organization of national guard; Chap. 443, Laws 1907.....	2365
1053	Amended as to organization of national guard; Chap. 443, Laws 1907.....	2366
1066	Amended as to pay of national guard; Chap. 303, Laws 1911.....	2379
1071	Amended as to uniform of national guard; Chap. 443, Laws 1907.....	2384
1072	Amended as to distribution and care of supplies to national guard; Chap. 443, Laws 1907....	2385
1073	Repealed as to military code; Chap. 443, Laws 1907.....	
	Repealed as to national guard; Chap. 443, Sec. 3, Laws 1907.....	
1088	Amended as to per capita allowances to national guard; Chap. 443, Laws 1907; Chap. 44, Laws 1913.....	2401
	Amended as to pay of national guard; Chap. 303, Laws 1911.....	2403
1090-1091	Amended as to pay of national guard; Chap. 303, Laws 1911.....	2403-2404
1092	Amended as to allowances to officers of national guard; Chap. 443, Laws 1907.....	2405
	Amended as to pay of national guard; Chap. 303, Laws 1911.....	2405
	Amended with respect to pay of officers national guard; Chap. 44, Laws 1913.....	2405
1095	Supplemented, certificates of service for veterans; Chap. 193, Laws 1909.....	3986-3988
1097	Supplemented as to adjutant general; Chap. 443, Laws 1907.....	2385
1148	Amended as to compensation of janitors, engineers and armorers; Chap. 472, Laws 1913..	2461
1154-1245	Repealed; relate to roads and bridges; Chap. 235, Laws 1913.....	
1155-1170	Supplemented as to control of county board in counties of 200,000 or over of roads; Chap. 173, Laws 1907.....	
	Supplemented as to county superintendent of highways and town road inspector in counties of less than 200,000; Chap. 458, Laws 1907...	
	Supplemented as to roads through villages; Chap. 196, Laws 1909.....	2587

Sections R. L. 1905		Sections G. S. 1913
1158	Amended as to notices of establishment of judicial highways; Chap. 117, Laws 1909.....	
1161	Amended as to proceedings for judicial roads; Chap. 262, Laws 1907.....	
1165-1168	Amended as to roads in more than one township; Chap. 394, Laws 1909.....	
1171	Supplemented as to legalizing certain road proceedings in townships; Chap. 169, Laws 1907..	2601
1171-1185	Supplemented as to damages for work on roads not legally laid out making them town charge; Chap. 150, Laws 1907.....	1186
1171	Amended as to town roads; Chap. 217, Laws 1911	
1202	Supplemented as to purchase of ditching machines by county boards; Chap. 19, Laws 1907	
1203	Amended as to use of county road and bridge fund; Chap. 423, Laws 1907.....	
1204	Amended as to amount that may be expended on roads in adjoining counties; Chap. 168, Laws 1913	
	Amended as to appropriation for roads in other counties; Chap. 221, Laws 1913.....	
1205	Amended as to levy of tax for roads and bridges; Chap. 39, Laws 1907.....	
	Amended as to use of county road and bridge fund; Chap. 423, Laws 1907.....	
1224	Repealed; relates to appointment of road overseers; Chap. 70, Laws 1913.....	
1226-1238	Supplemented as to collection of road taxes in villages; Chap. 435, Laws 1909.....	2594
	Supplemented as to payment of road taxes and appointment of highway inspector; Chap. 484, Laws 1909.....	
	Supplemented as to cash road tax instead of poll tax; Chap. 50, Laws 1909.....	
1228	Amended as to road poll taxes; Chap. 390, Laws 1909	
	Amended with regard to rate of commutation for road labor; Chap. 75, Laws 1913.....	
1228-1238	Supplemented as to collection of poll taxes; Chap. 189, Laws 1909.....	1293-1299
1231	Amended as to collection of delinquent road tax; Chap. 285, Laws 1907.....	
1233	Amended with respect to compensation of road overseers; Chap. 69, Laws 1913.....	
1241	Amended as to payment of road taxes in cash; Chap. 100, Laws 1911.....	
1245	Supplemented as to free use of toll bridges; Chap. 31, Laws 1909.....	
1255-1265	Repealed; relate to roads and bridges; Chap. 235, Laws 1913.....	2488-2578
1266-1272	Repealed; relate to bicycle paths; Chap. 235, Laws 1913.....	
1273-1278	Supplemented as to regulation of motor vehicles; Chap. 259, Laws 1909.....	
	Repealed; relate to motor vehicles; Chap. 235, Laws 1913.....	

Sections R. L. 1905		Sections G. S. 1913
1279-1335	Supplemented, boards of special school districts may employ clerks or secretaries; Chap. 277, Laws 1909.....	2741
	Supplemented, dissolution of school districts; Chap. 500, Laws 1909.....	2789-2794
1282	Amended as to formation of school districts; Chap. 110, Laws 1907.....	2673
1286	Supplemented as to organization of school districts; Chap. 109, Laws 1907.....	2696
	Amended as to change of boundaries of school districts; Chap. 188, Laws 1907.....	
	Amended as to proceedings for changing boundaries of school districts; Chap. 435, Laws 1913	2677
1286-1294	Supplemented as to consolidated rural schools; Chap. 304, Laws 1907.....	
1286	Amended as to change of boundaries of school districts; Chap. 13, Laws 1909.....	2677
	Supplemented as to change of school district boundaries; Chap. 209, Laws 1909.....	2681
	Amended as to formation and change of boundaries of school districts; Chap. 264, Laws 1911	2677
1289-1293	Repealed; relates to consolidation of school districts; Chap. 207, Laws 1911.....	2686-2694
1295	Amended as to change of school districts; Chap. 356, Laws 1913.....	2698
1305	Supplemented as to time for holding polls open in school district elections; Chap. 278, Laws 1907	437
1306	Amended as to duties of superintendent to call meetings in special school districts; Chap. 142, Laws 1913.....	2711
1308-1318	Supplemented as to election of school officers in districts in cities under 10,000; Chap. 212, Laws 1909.....	2737
1308	Amended as to powers of annual school meetings; Chap. 249, Laws 1911.....	2715
1311	Supplemented, official acts of school boards legalized; Chap. 240, Laws 1909.....	2730
	Election of trustees of school districts ratified; Chap. 238, Laws 1909.....	2726
1311-1317	Amended as to election of school boards of districts of over ten townships; Chap. 187, Laws 1909	2718
1320	Supplemented as to authorizing cities of over 50,000 to issue bonds for school buildings; Chap. 20 and 21, Laws 1907.....	
	Supplemented as to designation of depositaries for school district money; Chap. 132, Laws 1907..	1589
Sub. 1 1320	Amended to provide for additions to school house sites; Chap. 25, Laws 1915.....	Sub. 1 2746
1320-1323	Supplemented as to secret societies in schools; Chap. 149, Laws 1907.....	2802-2805
	Supplemented as to use of basements for schools in cities of 20,000 or more; Chap. 52, Laws 1909	2912-2914
1321	Amended as to admission of non-resident pupils to schools of school districts; Chap. 445, Laws 1907	2747

Sections R. L. 1905		Sections G. S. 1913
1322	Repealed; relates to instruction of children in adjoining school districts; Chap. 167, Laws 1911	
1327	Amended as to care of funds by treasurers of school districts; Chap. 445, Laws 1907.....	2760
	Supplemented, interest on school orders; Chap. 308, Laws 1909.....	2772
1328	Amended as to bonds of school district treasurer; Chap. 95, Laws 1907.....	2761
	Supplemented as to deposits of sinking funds of school districts; Chap. 354, Laws 1907.....	1867
1330	Amended as to duties of chairman of school board; Chap. 445, Laws 1907.....	2747
	Amended as to duties and compensation of chairmen of boards; Chap. 240, Laws 1911.....	2767
1332-1333	Amended as to compensation of clerk and treasurer of common school districts; Chap. 409, Laws 1913.....	2769-2770
1340	Supplemented as to departments of agriculture in the schools; Chap. 247, Laws 1909.....	2818
1346	Amended as to age of children to be reported to county superintendent; Chap. 198, Laws 1913.	2834
1358	Repealed; relates to issue of certificates by county superintendents; Chap. 557, Laws 1913....	
1361	Amended as to status of teachers' certificates; Chap. 455, Laws 1909.....	2848
1365	Repealed; relates to revocation of teachers' certificates; Chap. 96, Laws 1911.....	
1369	Repealed as to teachers' certificates and diplomas; Chap. 455, Laws 1909.....	
1371	Repealed; relates to revocation of teachers' certificates; Chap. 96, Laws 1911.....	
1372	Repealed; relates to issue of special certificates to teach; Chap. 557, Laws 1913.....	
1373-1377	Repealed; relate to state superintendent of public instruction; Chap. 550, Laws 1913.....	
1379	Supplemented as to expenses of county superintendent; Chap. 33, Laws 1907.....	1016
1387	Repealed; relates to salaries of county superintendents; Chap. 216, Laws 1911.....	1010
1391	Amended as to examination for private schools and academies; Chap. 188, Laws 1909.....	2889
1396	Amended as to examinations by high school board; Chap. 341, Laws 1907.....	2894
1410	Supplemented, contracts of school districts with officers legalized; Chap. 255, Laws 1909.....	2908
1414	Amended as to school taxes; Chap. 458, Laws 1909	2917
	Amended to permit 25-mill tax levy for support of high or graded schools; Chap. 36, Laws 1913	2917
1415	Amended as to increase of teachers' salaries; Chap. 270, Laws 1913.....	2918
	Amended as to levy of additional tax by school districts of 50,000 or more; Chap. 308, Laws 1907	2918
1415	Amended; relating to tax levy in certain cities; Chap. 265, Laws 1915.....	2918

Sections R. L. 1905		Sections G. S. 1913
1416	Supplemented, state aid for graded schools; Chap. 444, Laws 1909.	2933
1417	Amended, state aid to public schools; Chap. 334, Laws 1909.	2933
	Amended by increasing state aid; Chap. 298, Laws 1913.	
1420	Amended as to aid to teachers' training departments; Chap. 267, Laws 1913.	2937
1421	Amended, state aid to schools; Chap. 334, Laws 1909.	2942
	Amended as to aid to public schools; Chap. 60, Laws 1911.	
1423	Amended, state aid to schools; Chap. 334, Laws 1909.	2946
	Amended as to aid to public schools; Chap. 60, Laws 1911.	
1424-1425	Appropriations under for school libraries; Chap. 144, Laws 1909.	2949-2950
1424	Amended as to list of books suitable for school libraries; Chap. 563, Laws 1913.	2949
1425	Amended as to conditions for securing state aid for school libraries; Chap. 563, Laws 1913.	2950
1426	Amended as to appropriations for school libraries; Chap. 144, Laws 1909.	
1427-1428	Repealed, pertaining to regulation of price of school text books; Chap. 43, Laws 1911.	
1435	Supplemented as to summer sessions of normal schools; Chap. 164, Laws 1907.	2975
1441	Amended as to duties of normal school board; Chap. 436, Laws 1913.	2972
1448	Amended as to duties of truant officers; Chap. 284, Laws 1911.	2986
1449-1450	Amended as to compulsory education; Chap. 400, Laws 1909.	2987-2988
1452-1456	Supplemented as to legalizing contracts of board of administration of farmers' institutes; Chap. 435, Laws 1907.	2990-2994
1467	Amended as to membership in state art association; Chap. 422, Laws 1907.	3005
1470	Amended as to constitution of board of regents of university; Chap. 105, Laws 1907.	3010
1470-1476	Supplemented as to powers of regents of university; Chap. 12, Laws 1907.	3010-3016
	Supplemented as to free education of soldiers of Spanish war in state university; Chap. 153, Laws 1907.	3057
	Supplemented as to authority of regents of university to convey certain land for weather bureau; Chap. 187, Laws 1907.	
	Supplemented as to erection of university buildings under Chap. 119, Sec. 7, Laws 1905; Chap. 359, Laws 1907.	
1470-1484	Supplemented as to university demonstration forest; Chap. 131, Laws 1909.	3040-3050
	Supplemented as to grain and flour testing at agricultural college; Chap. 199, Laws 1909.	3033-3039

INDEX

593

Sections R. L. 1905		Sections G. S. 1913
1479	Supplemented as to power of university to accept donations for free clinical hospital; Chap. 80, Laws 1907.	3020
	Supplemented as to division of home education in department of agriculture of university; Chap. 440, Laws 1909.	3027-3033
1492-1508	Supplemented as to creation of board of poor commissioners in counties of over 75,000 and 5,000 square miles area; Chap. 222, Laws 1907.	3105-3108
1498	Amended as to temporary relief of poor; Chap. 360, Laws 1907.	3081
	Amended as to relief of poor; Chap. 290, Laws 1909.	3081
1511	Amended relating to relief of poor; Chap. 366, Laws 1915.	3096
1514	Supplemented as to transfer of poor fund upon change from county to town system; Chap. 37, Laws 1907.	3100-3102
1519-1542	Supplemented as to licenses for intoxicating liquors; Chap. 75, Laws 1909.	3123-3125
	Supplemented as to regulation of saloons; Chap. 198, Laws 1909.	3181
	Supplemented as to license for sale of liquor on trains; Chap. 93, Laws 1909.	3127
1520	Amended as to liquor prescriptions; Chap. 287, Laws 1909.	3112
1523	Amended as to notice of application for liquor license; Chap. 380, Laws 1907.	3115
	Amended as to sale of liquor; Chap. 283, Laws 1909.	3115
1529	Amended as to sale of liquors; Chap. 283, Laws 1909.	3115
1532	Supplemented as to use of liquors at polling places; Chap. 307, Laws 1907.	3141
1533	Supplemented as to sale of liquors and cigarettes within one mile of university farm; Chap. 378, Laws 1907.	3142
1534	Amended as to sale of intoxicating liquors to minors, students, etc.; Chap. 83, Laws 1911.	3148
1535	Amended as to sale of liquors; Chap. 283, Laws 1909; Chap. 538, Laws 1913.	3149
1536-1541	Supplemented as to legalizing refunding fees for liquor licenses in cities of over 50,000; Chap. 15, Laws 1907.	3150-3154
1539	Amended as to use of money from liquor licenses for public improvements; Chap. 433, Laws 1907.	3153
	As amended by Chap. 433, Laws 1907, amended as to distribution of liquor license money; Chap. 450, Laws 1909; Chap. 248, Laws 1913.	3153
1550	Amended as to penalty for keeping unlicensed drinking places; Chap. 501, Laws 1913.	3169
1559	Amended as to punishment for sale of liquor to minors and drunkards, etc., after written notice; Chap. 247, Laws 1907.	3178
1569	Amended as to bastardy proceedings; Chap. 275, Laws 1909.	3216
	Amended with regard to settlement of action for bastardy; Chap. 71, Laws 1913.	3216

Sections R. L. 1905		Sections G. S. 1913
1574	Amended as to discharge of bastardy proceedings; Chap. 494, Laws 1913.....	3221
1580-1591	Amended by Chap. 128 and 409, Laws 1907, amended as to term, qualifications and duties of public examiner; Chap. 449, Laws 1909.....	
1588	Amended as to deputies and assistants of public examiner; Chap. 409, Laws 1907.....	
1589	Amended as to reports of public examiner; Chap. 128, Laws 1907.....	
1590	Amended as to salary of public examiner and assistants; Chap. 409, Sec. 2, Laws 1907.....	
1592-1593	Repealed; relate to insurance commissioner; Chap. 386, Sec. 10, Laws 1911.....	
1594	Amended as to definition of insurance company; Chap. 321, Sec. 1, Laws 1907.....	3255
1597	Amended as to insurance companies insuring against loss by accidents to employees; Chap. 388, Laws 1907.....	
1597	Amended as to risks insurance companies may take; Chap. 330, Laws 1909.....	
	Repealed; relates to classification and purposes of insurance corporations; Chap. 418, Laws 1913	
1607	Amended as to reserve of life insurance companies; Chap. 321, Sec. 1, Laws 1907.....	3268
	Amended as to reserves and premiums of insurance companies; Chap. 315, Laws 1911.....	3268
1612	Amended as to commissioners report; Chap. 81, S. L. 1915.....	3278
1617	Amended as to reports of insurance companies; Chap. 321, Laws 1907.....	3293
1614-1625	Supplemented as to investment of funds of life insurance companies; Chap. 163, Laws 1907....	3490-3491
1618	Amended as to annual statements of fire insurance companies; Chap. 11, Laws 1907.....	3294
1619	Amended as to publication of annual statements of insurance companies; Chap. 61, Laws 1907..	3295
1620	Amended as to misrepresentation by or dishonesty of licensee; Chap. 514, Laws 1913....	3297
1625	Amended as to taxation of insurance companies; Chap. 321, Laws 1907.....	3302
	Not to apply to certain corporations; Chap. 318, Sec. 10, Laws 1907.....	3511
1625	Amended relating to taxation of insurance companies; Chap. 184, S. L. 1915.....	3302
1627	Amended as to premiums of insurance companies to be written in policies and liability; Chap. 321, Sec. 1, Laws 1907.....	3304
1628	Amended as to condition of note for insurance premium; Chap. 321, Laws 1907.....	3305
1630	Amended as to assessments of insurance companies to meet losses; Chap. 321, Laws 1907..	3307
1631	Amended as to guaranty funds of insurance companies; Chap. 321, Laws 1907.....	3308
1634	Amended as to license of domestic insurance companies; Chap. 113, Laws 1913.....	3311
1632-1639	Supplemented as to investment of funds of domestic insurance companies; Chap. 345, Laws 1909.....	3309-3317

INDEX

595

Sections R. L. 1905		Sections G. S. 1913
1640	Sub. 2 amended as to provisions of fire insurance policies; Chap. 331, Laws 1909.....	3318
1640	Amended as to appraisers in case of loss by fire; Chap. 421, Laws 1913.....	3318
	Amended as to provisions of standard fire policies; Chap. 405, Laws 1913.....	3318
1642	Amended as to examination and valuation of property on insurance; Chap. 446, Laws 1907..	3322
	Amended with respect to co-insurance; Chap. 79, Laws 1913.....	
1653	Amended as to support of families of retired firemen; Chap. 237, Laws 1909.....	3345
1655	Amended as to pensions to firemen; by firemen's relief association; Chap. 331, Laws 1907.....	3347
	Supplemented as to firemen's pensions; Chap. 197, Laws 1909.....	
1655-1656	Supplemented as to pensions by firemen's relief association; Chap. 24, Laws 1907.....	3347-3358
1657-1666	Supplemented as to township mutual insurance companies; Chap. 411, Laws 1909.....	3372-3380
	Supplemented as to renewal of incorporation of township mutual insurance companies; Chap. 3, Laws 1909.....	
1665	Amended as to membership in town and farmers' mutual insurance companies; Chap. 209, Laws 1907.	3381
1667-1678	Supplemented as to mutual fire, hail and tornado insurance associations by caurches; Chap. 165, Laws 1907.	3413-3424
1669	Amended as to assessments of mutual hail, tornado, etc., insurance companies for losses; Chap. 471, Sec. 1, Laws 1907.....	3415
1672	Amended as to character of risks taken by mutual hail, tornado, etc., insurance companies; Chap. 471, Sec. 1, Laws 1907.....	3418
1672-1674	Amended as to risks, reports and guaranty surplus of mutual insurance companies; Chap. 471, Sec. 2, 3 and 4, Laws 1907.....	3418-3420
	Amended as to power of township insurance companies; Chap. 106, S. L. 1915.....	3418-3420
1673	Amended as to reports of mutual hail, tornado, etc., insurance companies; Chap. 471, Sec. 3, Laws 1907.	3419
1674	Amended as to guaranty surplus of mutual hail, tornado, etc., insurance companies; Chap. 471, Sec. 4, Laws 1907.....	3420
1687-1718	Supplemented as to regulation of disbursements by life insurance companies; Chap. 40, Laws 1907.	3500
1687-1697	Supplemented as to misrepresentations by life insurance companies; Chap. 43, Laws 1907....	3488
	Supplemented as to provisions of insurance policies; Chap. 44, Laws 1907.....	3469
	Supplemented as to diversion of funds for political purposes by life insurance companies; Chap. 42, Laws 1907.....	3501
	Supplemented as to non-participating life insurance policies; Chap. 161, Laws 1907.....	

Sections R. L. 1905		Sections G. S. 1913
	Supplemented as to retirement of stock of life insurance companies; Chap. 162, Laws 1907...	3499
	Supplemented as to investment of funds of life insurance companies; Chap. 163, Laws 1907...	3490
	Supplemented as to apportionment and accounting of surplus of life insurance companies; Chap. 198, Laws 1907.....	3492
	Supplemented as to apportionment of surplus of life insurance companies; Chap. 201, Laws 1907.	3497
	Supplemented as to forms of policies of life insurance and the conditions thereof; Chap. 220, Laws 1907.	3470
	Supplemented as to discriminations by life insurance companies; Chap. 277, Laws 1907...	3462
	Supplemented as to reciprocal rights of foreign and domestic life insurance companies; Chap. 420, Laws 1907.....	3600
	Supplemented as to annual reports of life insurance companies; Chap. 243, Laws 1907.....	3296
1695	Repealed as to co-operative and assessment life and casualty insurance companies; Chap. 318, Sec. 11, Laws 1907.....	3512
1698-1702	Repealed as to co-operative and assessment life and casualty insurance companies; Chap. 318, Sec. 11, Laws 1907.....	3512
1698-1704	Supplemented as to organization of co-operative and assessment life insurance companies; Chap. 318, Laws 1907.....	3502
	Supplemented as to conditions of health and accident policies; Chap. 167, Laws 1909.....	
1703	Amended as to payments of benefits by fraternal associations; Chap. 382, Laws 1907.....	3514
1705-1710	Supplemented as to service of process on insurance companies; and removal of cause to federal courts; Chap. 155, Laws 1907.....	
1706	Amended as to deposit of securities by foreign insurance companies; Chap. 478, Laws 1909...	3596
1710	Amended as to application for and revocation of agent's license; Chap. 107, Laws 1913.....	3601
1711-1723	Supplemented, rebates on insurance contracts prohibited; Chap. 427, Laws 1909.....	3602-3614
1714	Amended as to penalty for negotiation of unlawful contracts of insurance; Chap. 223, Laws 1913.	3605
1734-1780	Powers of dairy and food commission under; Chap. 124, Laws 1907.....	3673-3675
	Supplemented as to dealing in and sale of decomposed or unfit food products; Chap. 384, Laws 1907.	3712
	Supplemented as to labels and brands on food products; Chap. 424, Laws 1907.....	3743
1734-1738	Supplemented as to inspection of dairy herds in cities of 10,000 or less; Chap. 354, Laws 1909..	1779
1735	Amended as to appointment of assistants to dairy and food commissioner; Chap. 236, Laws 1907.	3634

INDEX

597

Sections R. L. 1906		Sections G. S. 1913
	Amended as to duties and salaries of dairy and food commissioner; Chap. 428, Laws 1909...	
1737	Amended as to skimming stations; Chap. 229, Laws 1913.	3642
1739	Amended as to acid content of milk and cream; Chap. 336, Laws 1913.....	
1739	Amended as to standards of milk and cream; Chap. 213, Laws 1911.....	3644
1739-1744	Amended as to salary and duties of dairy commissioner; Chap. 428, Laws 1909.....	3634
1739-1756	Supplemented as to labeling pasteurized milk products; Chap. 353, Laws 1909.....	3680
1741	Amended as to licenses for sale of milk and cream; Chap. 337, Laws 1907.....	3646
1756	Amended as to adulterants of dairy products; Chap. 408, Laws 1913.....	3672
	Amended as to care and handling of milk and cream; Chap. 428, Laws 1909.....	3644-3648
1757	Amended as to sale of vinegar; Chap. 347, Laws 1907.	3691
1758	Amended as to sale of vinegar; Chap. 347, Laws 1907.	3692
1762	Amended as to prevention of fraud in sale of spices and condiments; Chap. 237, Laws 1907..	3696
1771	Amended as to prohibited mixtures of, and coloring matters in food; Chap. 258, Laws 1907....	3705
	Amended as to unsafe food materials; Chap. 310, Laws 1911.....	
1773	Supplemented as to deception in sale of paint; Chap. 421, Laws 1907.....	3734
1774	Amended by making misbranding of beverages a misdemeanor; Chap. 20, Laws 1913.....	3741
1774-1775	Supplemented as to labels and brands on food products; Chap. 424, Laws 1907.....	3741-3742
1779	Amended as to costs in prosecutions under food laws; Chap. 426, Laws 1907.....	3748
1781-1788	Repealed; related to forest fires and fire warden; Chap. 125, Laws 1911.....	
1782-1787	Amended as to suppression of fires; Chap. 182, Laws 1909.	4410
1784	Supplemented as to forest and prairie fires; Chap. 182, Laws 1909.....	4410
1789-1797	Repealed; relate to the bureau of labor; Chap. 518, Laws 1913.	3812-3826
	Repealed as to labor regulations; Chap. 356, Laws 1907.	
	Supplemented as to woman inspector in bureau of labor; Chap. 456, Laws 1907.	
1789-1791	Supplemented creating women's department in bureau of labor; Chap. 497, Laws 1909.....	
1798-1824	Supplemented, sanitation of factories; Chap. 289, Laws 1909.....	3838-3839
1801	Supplemented as to hours of service on railroads; Chap. 253, Laws 1907.....	3835-3836
1804-1811	Repealed as to employment of children; Chap. 299, Laws 1907.....	3839
1818-1818	Amended as to safety and sanitation of factories, work-shops, mills; Chap. 288, Laws 1911.....	3887

Sections R. L. 1905		Sections G. S. 1913
1813-1817	Repealed; relate to protection against accident in factories; Chap. 316, Laws 1913.....	3862-3869
1820	Repealed; relates to safety appliances in factories; Chap. 316, Laws 1913.....	3862
1821	Supplemented, reports of accidents to labor commissioner; Chap. 235, Laws 1909.....	
1824	Amended as to safety and sanitation of factories, work-shops, mills; Chap. 238, Laws 1911.....	3887
	Repealed; relates to penalties for violation of safety laws; Chap. 316, Laws 1913.....	
1825	Amended as to bonds of employment bureaus; Chap. 368, Laws 1907.....	3937
1825-1826	Amended as to license and bonds of employment bureaus; Chap. 274, Laws 1911.....	3937
1826-1827	Amended as to regulation of employment bureaus; Chap. 424, Laws 1909.....	3938
1836-1837	Amended as to board of soldiers' home; Chap. 326, Laws 1907.....	3957-3958
1846	Amended as to report of soldiers' home; Chap. 170, Laws 1913.....	3967
1847	Amended as to admission to soldiers' home; Chap. 150, Laws 1911.....	3972
1849	Amended as to right of soldiers, sailors and marines to peddle without license; Chap. 393, Laws 1907.....	3975
1850	Amended as to burial of soldiers; Chap. 129, Laws 1907.....	3978
1851	Supplemented, decoration of soldiers' and sailors' graves; Chap. 299, Laws 1909.....	3979
1856	Supplemented, certificates of service for veterans; Chap. 193, Laws 1909.....	3993
1858-1930	Supplemented as to sale of part of St. Peter hospital farm; Chap. 39, Laws 1909.....	
	Supplemented as to crushed rock for roads from state reformatory; Chap. 229, Laws 1909.....	9329
1860	Supplemented as to salary of board of control; Chap. 68, Laws 1907.....	1095
1861-1902	Supplemented as to sale of certain state land; Chap. 144, Laws 1907.....	
	Supplemented as to manufacture of machinery at state prison; Chap. 49, Laws 1907.....	9315
1863	Supplemented as to free education of soldiers of Spanish war at state university; Chap. 158, Laws 1907.....	3057-3058
1863-1899	Supplemented as to state board of visitors for public institutions; Chap. 441, Laws 1907.....	4139-4142
1878-1926	Supplemented as to authority of board of control to cause surgical operations on inmates of school for feeble minded; Chap. 145, Laws 1907.....	4024-4025
	Supplemented as to care of paroled patients of insane hospitals and school for feeble minded; Chap. 292, Laws 1907.....	4022
1884	Amended as to plans and specifications of buildings; Chap. 38, Laws 1909.....	4031
1890	Supplemented as to transfer of inmates between Hastings and Anoka hospitals; Chap. 63, Laws 1909.....	4091

Sections R. L. 1905		Sections G. S. 1913
1891	Amended as to care of money of inmates of state institutions; Chap. 280, Laws 1907.....	4038
1896	Amended as to contingent funds of state institutions; Chap. 74, Laws 1909.....	4044
	Supplemented as to state prison revolving fund; Chap. 151, Laws 1909.....	9291
1901	Amended as to insurance of and fuel for state buildings; Chap. 259, Laws 1907; Chap. 312, Laws 1913.	4049
1904	Amended as to salaries of state board of control; Chap. 344, Laws 1911.....	4053
1908	Amended as to commitments from federal courts of state training school; Chap. 122, Laws 1909.	4064
1914	Amended as to admissions to school for feeble minded; Chap. 80, Laws 1909.....	4079
1915	Supplemented as to asylum for mentally infirm and dangerously insane and commitment to; Chap. 338, Laws 1907.....	4082
1916	Amended as to commitment of insane to hospitals; Chap. 48, Laws 1907.....	4083
	Amended as to commitments of insane; Chap. 224, Laws 1909.....	4083
1929	Amended as to sanatorium for consumptives; Chap. 185, Laws 1907.....	4133
1931-1937	Amended as to attendance of deaf children at school; Chap. 407, Laws 1907.....	4143-4144
	Supplemented as to education of deaf and dumb; Chap. 396, Laws 1909.....	
1946	Amended as to services of sheriff in taking dependent children before court; Chap. 442, Laws 1909.	4162
1953-1989	Supplemented as to safety appliances by railroad companies; Chap. 276, Laws 1907.....	4171-4240
1953-2126	Supplemented, railroad and warehouse commission to approve sealing devices for scales; Chap. 319, Laws 1909.....	4210-4212
	(Chap. 28), operation of limited; Chap. 366, Laws 1911.	
1953	Amended as to terms and election of railroad and warehouse commission; Chap. 140, Laws 1911.	4171
1956	Amended as to qualifications and salaries of railroad and warehouse commission; Chap. 140, Laws 1911.	4174
1959	Amended as to employees of railroad and warehouse commission; Chap. 140, Laws 1911.....	4175
1962-1989	Supplemented as to valuation of railroad properties; Chap. 147, Laws 1909.....	4178
1966	Amended as to hearings before and findings of railroad and warehouse commission; Chap. 305, Laws 1907.	4182
1969	Supplemented as to rates of common carriers and complaints; Chap. 50, Laws 1911.....	4185
1970	Amended as to regulation of railroad rates; Chap. 87, Laws 1911.	4187
1971-1972	Amended as to appeals from orders of railroad and warehouse commission; Chap. 167, Laws 1907.	4191-4192

Sections R. L. 1905		Sections G. S. 1913
1981	Repealed; related to freight rates; Chap. 313, Laws 1911.	4226
1982	Repealed as to appeals from orders of railroad and warehouse commission; Chap. 167, Laws 1907.	4192
1983	Amended as to railroad connections for industries; Chap. 367, Laws 1913.	4231
	Amended as to cities having power plants; Chap. 289, Laws 1913.	
1984	Amended as to reports of common carriers and other companies to railroad and warehouse commission; Chap. 410, Laws 1907.	4232
1990-2046	Supplemented as to regulation of cars and freight handling; Chap. 23, Laws 1907.	4247-4434
1990-2113	Supplemented, enforcement of state rates for common carriers; Chap. 195, Laws 1909.	4307-4312
1995	Amended with respect to sidewalks over right of way; Chap. 78, Laws 1913.	4256
1993-2037	Supplemented as to cabooses on railroad trains and care of ditches along railroads; Chap. 377 and 382, Laws 1909.	4269-4387
1997	Amended as to woven wire fences along railroads; Chap. 333, Laws 1907.	4263
	Amended as to railroad fences and cattle guards; Chap. 309, Laws 1911.	4263
2006	Amended as to sidetrack for municipal power plant; Chap. 289, Laws 1913.	4284
	Amended as to sidetracks and docks, coal yards, etc.; Chap. 367, Laws 1913.	
2007-2012	Supplemented as to maximum rate of passenger fare on railroads; Chap. 97, Laws 1907.	4285-4342
	Supplemented as to classification of freights and as to rates thereon; Chap. 232, Laws 1907.	4298
2007-2099	Supplemented as to freight rates; Chap. 136, Laws 1909.	4285
2009	Supplemented as to free passes, franks and special privileges by railroads and corporations; Chap. 449, Laws 1907.	4335
2012	Amended as to filing of schedule of rates at stations by common carriers; Chap. 377, Laws 1907.	4342
2018	Repealed; related to freight rates; Chap. 313, Laws 1911.	4358
2019	Amended as to transfer facilities by railroads; Chap. 27, Laws 1907.	4359
	Amended as to transfer facilities and joint use of tracks; Chap. 429, Laws 1913.	4359
2026	Amended as to cabooses on freight trains; Chap. 380, Laws 1909.	4380
2028	Amended as to depots and waiting rooms; Chap. 54, Laws 1907.	4390
2032	Amended as to notice and filing of maps of new railroads; Chap. 260, Laws 1907.	4404
	Amended as to statement of new railroad line to be filed with commission; Chap. 126, Laws 1913.	4404
2037	Amended as to suppression of fires; Chap. 182, Laws 1909.	4410

INDEX

601

Sections R. L. 1905		Sections G. S. 1913
	Amended as to prevention of forest and prairie fires; Chap. 9, Laws 1911.....	4410
2038-2040	Amended as to abandonment of railroads; Chap. 261, Laws 1907.	4423-4425
2041	Amended as to prevention of fire from locomotives; Chap. 378, Laws 1909.....	4426
2043	Amended as to licenses of ticket agents; Chap. 143, Laws 1909.	4428
2047	Amended as to elevators at terminal points; Chap. 153, Laws 1913.....	4435
2049	Amended as to regulation of storage and shipment of grain; Chap. 303, Laws 1907.....	4437
2052-2053	Amended as to storage and shipment of grain; Chap. 82, Laws 1909.....	4440-4441
2056	Amended as to reports of warehousemen; Chap. 533, Laws 1913.	4444
2060	Amended as to grain inspection; Chap. 158, Laws 1909.	4448
2060-2080	Supplemented as to grain and flour testing at agricultural college; Chap. 199, Laws 1909....	4448-4472
2062	Amended as to grades of grain; Chap. 84, Laws 1911.	4452
2069	Amended as to storage and shipment of grain; Chap. 55, Laws 1907.	4459
2079	Supplemented as to certificates of inspection and weight of grain and farm products; Chap. 344, Laws 1909.	4503
2084-2097	Supplemented as to buying and selling grain at warehouses; Chap. 252, Laws 1907.....	4486-4488
2085	Amended as to license fees of warehouses; Chap. 180, Laws 1911.....	4477
2087	Amended as to storage of grain in warehouses; Chap. 230, Laws 1907.....	4481
	Amended as to form and contents of warehouse receipts; Chap. 384, Laws 1909.	
2088	Amended as to delivery of stored grain; Chap. 69, Laws 1909.	4483
2090	Supplemented as to new fish hatchery at Deerwood; Chap. 275, Laws 1907.....	4485
2091	Amended as to reports to railroads and warehouse commission; Chap. 112, Laws 1907.....	4489
	Amended as to reports of railroad and warehouse commission; Chap. 258, Laws 1911.....	
2098	Repealed as to buying and selling grain at warehouses; Chap. 252, Laws 1907.....	
2099	Supplemented as to bills of lading; Chap. 414, Laws 1909.	4322
2100	Supplemented as to time of keeping warehouses open; Chap. 73, Laws 1907.....	4478-44.9
2114-2115	Amended as to bonds and fees of commission merchants; Chap. 432, Laws 1913.....	4598-4599
	Amended as to licenses of commission merchants; Chap. 432, Laws 1913.....	4599
2117	Amended as to reports of consignments; Chap. 228, Laws 1913; Chap. 432, Laws 1913.....	4601
2120	Amended as to violation of rules of commission; Chap. 432, Laws 1913.	4604
	Amended as to penalty; Chap. 432, Laws 1913...	

Sections R. L. 1905		Sections G. S. 1913
2137	Amended as to enforcement of laws relating to communicable diseases; Chap. 327, Laws 1907.	4646
2140-2141	Amended as to collection and reports of vital statistics; Chap. 454, Laws 1907.....	
2140-2142	Repealed; relate to vital statistics; Chap. 579, Laws 1913.	
2141	Amended as to collection of vital statistics; Chap. 23, Laws 1909.....	
2149	Supplemented as to abatement of nuisances; Chap. 425, Laws 1907.....	4674-4675
2155	Supplemented as to practice of veterinary medicine; Chap. 419, Laws 1907.....	5063-5067
	Amended as to membership of live stock sanitary board; Chap. 160, Laws 1913.....	4690
2157-2166	Supplemental sale of cattle without certificate of health; Chap. 392, Laws 1909.....	4721-4722
2158	Supplemented as to regulation of animals imported into state; Chap. 335, Laws 1907.....	6958
2168-2186	Supplemented, prevention of collisions on lakes and rivers; Chap. 278, Laws 1909.....	2649-2668
2190	Supplemented as to fish hatcheries in counties of 275,000 or over; Chap. 219, Laws 1909.....	754-757
2245	Supplemented as to sale of walleyed pike; Chap. 403, Laws 1909.	4871-4872
2255	Amended as to rate of tax for public library; Chap. 509, Laws 1913.....	4916-4921
2255-2263	Supplemented as to circulation of libraries of cities of 50,000 or over in villages and county; Chap. 289, Laws 1907.	1619-1620
2260	Amended as to contracts for use of public library; Chap. 509, Laws 1913.....	4916-4921
2261	Amended as to reports of public libraries; Chap. 481, Laws 1911.	4922
2264	Supplemented as to law libraries in court houses in counties of 100,000 or over; Chap. 77, Laws 1907.	4926
2266	Amended as to printing and indexing session laws; Chap. 115, Laws 1907.....	4931-4942
2272	Amended as to publication of department reports; Chap. 481, Laws 1913.....	4937
2276	Amended as to printing and indexing session laws; Chap. 115, Laws 1907.....	4942
2277	Amended as to editing treasurer's report; Chap. 481, Laws 1913.	4943
2296	Amended as to licenses of physicians; Chap. 474; Laws 1909.	4971
2297-2329	Supplemented, prohibition of quack medical advertisements; Chap. 162, Laws 1909.....	8709-8711
2309	Amended as to license to practice osteopathy; Chap. 430, Laws 1909.	4995
2313-2319	Amended as to practice of dentistry; Chap. 221, Laws 1911.	5015-5021
2314	Amended as to practice of dentistry; Chap. 117, Laws 1907.	5016
2315	Amended as to practice of dentistry; Chap. 117, Laws 1907.....	5017
2316	Amended as to practice of dentistry; Chap. 117, Laws 1907.	5018

Sections R. L. 1905		Sections G. S. 1913
2319	Amended as to practice of dentistry; Chap. 117, Sec. 4, Laws 1907.	5021
2320	Amended as to state board of optometry; Chap. 415, Laws 1909.	5022
2320-2326	Repealed, relating to practice of optometry; Chap. 127, S. L. 1915.	5022-5028
2327	Amended as to powers of state board of phar- macy; Chap. 575, Laws 1913.	5029
2329	Amended as to examination of pharmacists; Chap. 575, Laws 1913.	5031
2330	Amended as to registration of pharmacists; Chap. 346, Laws 1907.	5032
2331	Amended as to assistant pharmacists; Chap. 575, Laws 1913.	5033
2332	Amended as to license fee to be paid by phar- macists from other states; Chap. 575, Laws 1913.	5034
2334	Amended as to fee for renewal of pharmacist's license; Chap. 575, Laws 1913.	5036
2335	Amended as to definition of drugs, etc.; Chap. 575, Laws 1913.	5037
2335	Supplemented as to sale of paris green; Chap. 62, Laws 1909.	5037
2337	Amended as to labeling of poisons; Chap. 575, Laws 1913.	5039
2338	Amended as to sale of poisons; Chap. 575, Laws 1913.	5040
2339	Amended as to adulteration of drugs; Chap. 575, Laws 1913.	5045
2340	Amended as to persons prohibited from selling drugs; Chap. 575, Laws 1913.	5046
2350-2354	Supplemented as to regulation of practice of veterinary medicine; Chap. 419, Laws 1907.	5063-5067
2357	Amended as to appointment of members state board of electricity; Chap. 554, Laws 1913.	5082
2358	Amended as to holders of electrician's licenses; Chap. 554, Laws 1913.	5083
2359	Amended as to bonds of master electricians; Chap. 554, Laws 1913.	5084
2361	Amended as to qualifications of special electri- cian; Chap. 554, Laws 1913.	5086
2362	Amended as to electrical apprentices; Chap. 554, Laws 1913.	5087
2366	Amended as to surveys and plats of land; Chap. 347, Laws 1911.	6856
2372	Supplemented as to water, light, power and build- ing commission in cities of less than 10,000; Chap. 412, Laws 1907.	1807-1815
2383-2384	Repealed; relate to inspection of nursery stock; Chap. 206, Laws 1913.	5175-5184
2391	Amended so that bounty may be paid for trees grown on timber land; Chap. 76, Laws 1913.	5191
2397	Amended as to wolf bounties; Chap. 381, Laws 1907.	5197
2399	Amended as to bounties for killing wolves; Chap. 298, Laws 1907.	5199

Sections R. L. 1905		Sections G. S. 1913
2402-2403	Amended as to bounties for destroying gophers, ground squirrels, woodchucks, rattlesnakes, crows, blackbirds; Chap. 48, Laws 1909.....	5202-5203
2403	Amended as to bounties for gophers, squirrels, ground hogs, rattlesnakes, crows, blackbirds; Chap. 220, Laws 1911.	5203
2404-2408	Supplemented as to sale of state swamp lands after drainage; Chap. 366, Laws 1907.....	5209
2404-2519	Supplemented as to lease of state swamp and school lands; Chap. 191, Laws 1909.....	5204-5206
2409	Amended as to increase of minimum price of sale of swamp lands after drainage; Chap. 366, Laws 1907.	5209
2418-2441	Supplemented as to sale of state lands; Chap. 452, Laws 1909.	5328-5335
2435	Supplemented as to investment of university and school funds; Chap. 340, Laws 1907.....	
	Amended as to loans from university and school funds; Chap. 348, Laws 1907.....	
2435	Bonds purchased by state board of investment legalized; Chap. 99, Laws 1909.	
2439	Amended as to taxation of state lands sold; Chap. 114, Laws 1909.	5252
2483	Amended as to reservation of mineral and water powers on state lands; Chap. 109, Laws 1909..	5304
	Modified as to reservation of mineral rights in railroad land grants; Chap. 6, Laws 1913.....	5306
2483-2495	Supplemented as to minerals under meandered lakes; Chap. 49, Laws 1909.....	5304-5319
2485-2495	Supplemented as to rights of holders of permits and leases for minerals in state lands; Chap. 411, Laws 1907.	5307-5319
2486-2488	Repealed as to permits for prospecting for iron ore on state lands; Chap. 14, Laws 1907.....	
2496-2500	Supplemented as to forestry in Itasca state park; Chap. 90, Laws 1907.	5344-5347
	Supplemented as to disposal of "Old Seymour House" on Interstate park; Chap. 60, Laws 1909.	
2504-2515	Supplemented as to planting trees on state forest reserves; Chap. 351, Laws 1907.	
	Supplemented as to organization of state forestry board; Chap. 171, Laws 1907.	
	Supplemented as to taxes on lands in Itasca state park; Chap. 220, Laws 1909.....	5348-5350
2505-2508	Repealed; relate to preservation of forests and prevention of fires; Chap. 125, Laws 1911.....	3783-3810
2508	Forest reserve fund under; Chap. 87, Laws 1909.	
2510	Repealed; relates to preservation of forests and prevention of fires; Chap. 125, Laws 1911....	
2513	Appropriations for forestry board under; Chap. 87, Laws 1909.	
2515	Repealed; relates to preservation of forests and prevention of fires; Chap. 125, Laws 1911....	
2520-2542	Applicable to new fish hatchery at Deerwood; Chap. 275, Laws 1907.	
2554	Amended as to stage of water in lakes; Chap. 211, Laws 1909.	5440

INDEX

605

Sections R. L. 1905		Sections G. S. 1913
2561	Amended as to stage of water in lakes; Chap. 163, Laws 1909.	5447
2564-2585	Supplemented as to retirement fund for teachers; Chap. 343, Laws 1909.....	1422-1430
2574-2575	Supplemented as to fees of surveyors of logs and lumber; Chap. 185, Laws 1907.....	
	Supplemented as to fees of surveyors general of logs and lumber; Chap. 314, Laws 1907.....	5286-5287
2586-2651	Relating to drainage repealed; Chap. 269, Laws 1909.	
2610	Repair of ditches under in counties of 292,000; Chap. 75, Laws 1907.	5681
2646-2650	Supplemented as to creation of state drainage commission and its powers and duties; Chap. 470, Laws 1907.	5480-5512
2656-2665	Supplemented as to notaries in newly organized counties; Chap. 323, Laws 1907.....	5714-5716
2659	Supplemented as to acknowledgements taken by officers, directors and stockholders of corporations in matters of corporate interest; Chap. 406, Laws 1907.	5747
2668	Amended as to removal of municipal judges and justices of the peace; Chap. 462, Laws 1913...	5724
2681-2682	Supplemented as to acknowledgements taken by officers, directors and stockholders of corporations where corporation is interested; Chap. 406, Laws 1907.	5747
2694	Amended as to fee for making return of record; Chap. 414, Laws 1913.....	5756
2694-2695	Supplemented as to compensation of clerk of court in counties of 26,000 or over; Chap. 268, Laws 1907.	5758
	Supplemented as to deputy clerks of courts in counties of 275,000; Chap. 33, Laws 1909.....	
2694-2695	Supplemented, salaries in lieu of fees to clerks of courts in counties under 45,000; Chap. 335, Laws 1909.	236-239
2697	Amended by excepting counties of over 275,000; Chap. 197, Laws 1913.	5762
	Supplemented as to fees of sheriffs taking convicts to state prison and reformatory; Chap. 70, Laws 1909.	932a
2697-2698	Supplemented as to fees and salaries of sheriffs; Chap. 470, Laws 1909.	946-952
2699	Amended as to charge for writing record; Chap. 216, Laws 1913.....	5764
	Sub. 4 amended as to fees of coroners; Chap. 271, Laws 1909.	5764
2700	Amended as to fees of constables; Chap. 190, Laws 1907.	5765
2706	Amended as to fees of register of deeds in counties of 75,000 or less; Chap. 256, Laws 1907....	5771
	Supplemented, additional salary to registers of deeds in counties of 20,000 or over; Chap. 77, Laws 1909.	923
	Supplemented as to transcripts of records of registers of deeds; Chap. 153, Laws 1909.....	901-903

Sections R. L. 1905		Sections G. S. 1913
	Amended as to fees of register of deeds; Chap. 376, Laws 1911.	5771
2708	Amended as to fees of appraisers and commissioners; Chap. 17, Laws 1909.	5773
2712	Amended as to fees of jurors; Chap. 129, Laws 1909.	5778
2724-2728	Amended as to standard weights and measures; Chap. 560, Laws 1913.	5790-5800
2741	Amended as to presentment of promissory notes for payment; Chap. 436, Laws 1909.	
2749	Amended, defining legal fences; Chap. 282, S. L. 1913.	6017
2750	Amended as to maintenance of partition fences; Chap. 525, Laws 1913.	6018
2750-1-2	Amended, relating to partition fences; Chap. 173, S. L. 1915.	6018-6019-6020
2751-2783	Foreclosures under legalized; Chap. 90, Laws 1909.	7346
2760	Repealed; relates to fences, when not removable; Chap. 525, Laws 1913.	6018
2761	Repealed; relates to notice of determination not to improve lands; Chap. 525, Laws 1913.	6018
2786	Amended; relating to injury and damage by dogs; Chap. 344, S. L. 1915.	6062
2793-2796	Supplemented as to registration and license of stallions; Chap. 436, Laws 1907.	5071-5081
2813	Amended as to license of auctioneers; Chap. 249, Laws 1909.	6083
	Amended to make auctioneer's license good in entire state; Chap. 11, Laws 1913.	6083
2838-2887	Supplemented, extension of corporate existence; Chap. 140, Laws 1909.	6167
	Supplemented, supervision of investment companies by public examiner; Chap. 333, Laws 1909.	6445-6447
2849	Amended as to organization of corporations; Chap. 468, Sec. 1, Laws 1907.	6147
2849-2851	Supplemented as to corporations for union depots; Chap. 102, Laws 1911.	6248-6255
2856	Reincorporation of building societies under; Chap. 36, Laws 1909.	6153
	Supplemented as to renewal of duration of building societies; Chap. 22, Laws 1911.	6160-6161
2859	Amended, certain incorporations legalized; Chap. 298, Laws 1909.	6172
2868a	Supplemented at end of Chap. 58; Chap. 68, Laws 1909.	6182
2871	Amended as to amendment of articles of building societies; Chap. 348, Laws 1911.	
	Amended as to certificates of incorporation; Chap. 247, Laws 1913.	6185
2873	Amended as to fees for incorporation; Chap. 829, Laws 1907.	6188
	Amended as to fees on incorporation; Chap. 202, Laws 1909.	6188
2888-2890	Contracts of foreign corporations under legalized; Chap. 427, Laws 1907.	6209-6210

Sections R. L. 1905		Sections G. S. 1913
	Supplemented as to contracts and conveyances by and to corporations; Chap. 158, Laws 1911..	6211-6212
2891-2892	Amended as to railroad right of way over state lands; Chap. 494, Laws 1909.....	6213-6214
2895	Amended as to leases of railroads from one company to another; Chap. 395, Laws 1907.....	6217
	Amended as to lease of railroads to railroad and warehouse commission and state auditor; Chap. 231, Laws 1907.	
2911	Amended as to issue of stock by railroad companies; Chap. 384, Laws 1913.....	6233
2912	Repealed as to reports of railroads to railroad and warehouse commission and state auditor; Chap. 231, Laws 1907.	
2913	Repealed as to reports of railroads to railroad and warehouse commission and state auditor; Chap. 231, Laws 1907.	
2917	Amended as to right of foreign railway company to acquire property; Chap. 502, Laws 1913....	6237
2927	Amended as to rights of public service corporations over roads; Chap. 57, Laws 1911.....	6247
2928-2934	Supplementing, operators in depots in cities and villages over 500; Chap. 173, Laws 1909.....	4402-4403
2935-2959	Supplemented legalizing cemetery associations; Chap. 16, Laws 1907.	6269-6271
	Supplemented as to legalizing cemetery associations under Chap. 34, Sec. 5, General Statutes 1878; Chap. 392, Laws 1907.	6272-6273
	Supplemented as to incorporation of cemetery associations; Chap. 387, Laws 1909.....	6274-6275
	Supplemented as to organization of cemetery associations; Chap. 165, Laws 1909.....	6302-6306
2936	Amended as to incorporation of cemetery associations; Chap. 385, Laws 1911.....	6276
2953	Amended as to bonds of trustees of cemeteries; Chap. 211, Laws 1907.	6295
2965	Amended as to lands exempt from taxation; Chap. 137, Laws 1913.	6323
2967	Supplemented as to definition of banks; Chap. 111, Laws 1907.	6326-6329
2967-3032	Supplemented as to liquidation of banks; Chap. 179, Laws 1909.....	6368-6370
2968	Supervision of banks under; Chap. 103, Laws 1909.	6326
2977	Amended as to annual fees paid by banks, trust companies and building associations to state; Chap. 415, Laws 1907.	6339
2978	Amended as to saving departments in state banks; Chap. 178, Laws 1909.	6340
2978	Supplemented relating to trust companies; Chap. 236, S. L. 1915.	6340
2983-3032	Supplemented as to state department of banking; Chap. 201, Laws 1909.	4624-4635
2985	Amended as to liability of stockholders of corporations; Chap. 137, Laws 1907.....	6350
2993	Amended as to limitation of loans by banks; Chap. 156, Laws 1907.	6358

Sections R. L. 1905		Sections G. S. 1913
	Amended as to limit of loans of banks; Chap. 160, Laws 1911.	
3015	Amended as to meetings of board of trustees of savings banks; Chap. 468, Sec. 3, Laws 1907..	6386
3016	Amended as to interest in profits, compensation and vacancies of trustees of savings banks; Chap. 468, Sec. 4, Laws 1907.....	6387
3018	Amended as to qualifications of savings banks to receive deposits; Chap. 468, Sec. 5, Laws 1907.	6389
3019	Amended as to deposits by minors in banks; Chap. 468, Sec. 6, Laws 1907.....	6390
3022	Amended as to securities for investment of by savings banks; Chap. 468, Sec. 7, Laws 1907...	6393
Sub. 4	Amended as to investment of funds of saving banks; Chap. 124, Laws 1913.....	Sub. 4 6393
Sub. 4	Amended as to authorized securities for savings banks; Chap. 506, Laws 1913.....	6393-6394
Sub. 5	Amended as to mortgage securities for invest- ment by savings banks; Chap. 468, Sec. 8, Laws 1907.	6393 Sub. 5
3023	Amended as to reserves of savings banks; Chap. 506, Laws 1913.	6394
3025	Amended as to payment of deposits and divi- dends of savings banks; Chap. 468, Sec. 9, Laws 1907.	6396
3027	Amended as to method of determining surplus of savings banks; Chap. 468, Sec. 10, Laws 1907	6398
3033	Amended as to regulation of deposits and securi- ties of trust companies; Chap. 225, Laws 1907. Amended as to capital and deposits of trust com- panies; Chap. 314, Laws 1911.....	6405
3037	Supplemented as to deposit of securities by trust companies with superintendent of banks; Chap. 495, Laws 1909.	6409
3048-3058	Supplemented as to duration of building associa- tions; Chap. 36, Laws 1909.....	6425-6435
3049	Amended by requiring application to enlarge territory to be made to superintendent of banks; Chap. 302, Laws 1913.....	6426
	Amended as to building associations; Chap. 164, Laws 1909.....	
3051	Amended as to issue of stock; Chap. 482, Laws 1913.	6428
3060	Amended as to deposit of securities of financial corporations; Chap. 24, Laws 1909.....	6437
3073-3078	Supplemented as to organization of co-operative associations; Chap. 293, Laws 1907.....	6479-6486
	Additional powers of corporations under; Chap. 280, Laws 1909.....	6489
3080	Amended as to membership of state agricultural society; Chap. 194, Laws 1913.....	6492
3080-3101	Amended as to state agricultural society; Chap. 381, Laws 1911.....	6492-6521
3097	Amended as to formation of agricultural socie- ties; Chap. 416, Laws 1909.....	6515
3098	Amended as to division of state aid for county agricultural societies; Chap. 425, Laws 1913..	6516

INDEX

609

Sections R. L. 1905		Sections G. S. 1913
3102	Amended to permit of organizing medical corporations; Chap. 285, Laws 1913.....	6522
	Amended as to reorganization of corporations other than for pecuniary profit; Chap. 94, Laws 1907.	
3102-3107	Supplemented as to fraternal beneficiary associations; Chap. 345, Laws 1907.	6522-6527
3102	Amended as to organization of corporations other than for pecuniary profits; Chap. 483, Laws 1909.	6522
3111	Amended as to consolidation of charitable corporations; Chap. 222, Laws 1909.....	6535
3127	Amended as to amount that may be appropriated for societies for prevention of cruelty; Chap. 31, Laws 1913.	6564
3129	Amended as to authorize fraternal societies to acquire and hold real property; Chap. 42, Laws 1909.	6566
3130	Amended as to certificate of incorporation of fraternal societies; Chap. 369, Laws 1907....	6567
3133-3163	Supplemented as to disposal of property by religious corporations; Chap. 60, Laws 1907.....	6593
3148	Amended as to meetings of vestry of Episcopal church; Chap. 18, Laws 1907.....	6608
3157	Amended to admit of consolidation of churches having different pastors; Chap. 42, Laws 1913.	6617
3159	Amended with respect to organization of religious corporations; Chap. 42, Laws 1913.....	6619
3164-3168	Incorporation of Young Women's Christian Associations under; Chap. 45, Laws 1909.....	6624-6629
3175	Amended as to dissolution of corporations; Chap. 276, Laws 1909.....	6636
3235-3237	Supplemented as to ownership of land by corporations Chap. 130, Laws 1911.	6696-6698
3238	Amended as to amount of land corporations may acquire and hold; Chap. 439, Laws 1907.....	6699
	Amended as to ownership of land by corporations; Chap. 130, Laws 1911.	
3249	Amended, relating to trusts in certain cities; Chap. 98, S. L. 1915.....	6710
3335	Amended as to conveyances by husband and wife; Chap. 123, Laws 1907.....	6814
	Conveyances of real estate of married women subject to; Chap. 417, Laws 1907.....	7144
	Supplemented as to rights of spouse under purchase money mortgage; Chap. 29, Laws 1909..	6816
3338	Amended, relating to conveyance of insane person; Chap. 131, S. L. 1915.....	6825
3354	Amended as to lists of lands conveyed to railroads; Chap. 393, Laws 1913.	6841
3366-3367	Amended as to surveys and plats of land; Chap. 438, Laws 1907.....	6856-6857
3368	Amended as to record of plats; Chap. 438, Laws 1907.	6858
3369	Amended as to survey and platting of lands; Chap. 503, Laws 1909.....	6863
3370-3381	Amended as to title registration; Chap. 183, Laws 1909.....	6868-6878

Sections R. L. 1905		Sections G. S. 1913
3450	Amended as to fees of registers of deeds; Chap. 349, Laws 1911.....	6949
3451	Amended as to title registration; Chap. 183, Laws 1909.....	6868-6869
3453	Amended as to area of homesteads; Chap. 335, Laws 1907.....	6958
3456	Supplemented as to rights of spouse under purchase money mortgage; Chap. 29, Laws 1909..	6816
3480	Amended relating to filing seed grain contracts; Chap. 191, S. L. 1915.....	6995
3521-3523	Supplemented as to liens for shoeing animals; Chap. 47, Laws 1907.....	7041-7052
3522	Supplemented as to practice of veterinary medicine; Chap. 419, Laws 1907.....	5063
3524-3540	Supplemented as to recovery of sunken logs; Chap. 428, Laws 1907.....	7070-7071
3544-3545	Supplemented as to registration and license of stallions; Chap. 436, Laws 1907.....	5071-5081
3554	Amended as to prohibited marriages; Chap. 222, Laws 1911.....	7090
3562	Amended as to record of marriage certificates; Chap. 386, Laws 1909.....	7098
3574	Amended as to grounds for divorce; Chap. 443, Laws 1909.....	7111
3579	Amended as to proof of service of summons; Chap. 434, Laws 1909.....	7116
	Amended with respect to service of summons and complaint; Chap. 57, Laws 1913.....	7116
3587	Amended as to title to real property; Chap. 189, Laws 1913.....	7124-7126
3591	Repealed; as to wife's right in land of husband on divorce for imprisonment or adultery; Chap. 292, Laws 1909.....	
3607	Amended as to torts and property rights of married women; Chap. 417, Laws 1907.....	7144
3609	Supplemented as to conveyances from husband to wife; Chap. 55, Laws 1909.....	6821
3612	Amended as to adoption of wards of state public schools; Chap. 81, Laws 1909.....	7151
	Amended as to adoption; Chap. 457, Laws 1909..	7152
3632	Amended, judges and clerks of probate court not to act as attorneys; Chap. 44, Laws 1911.....	7210
3637	Supplemented as to salary of probate judge in counties of over 27,000; Chap. 83, Laws 1907..	
	Supplemented as to clerk hire of probate courts in counties of 200,000 or over; Chap. 151, Laws 1907.	
	Amended as to salaries and clerk hire of judges of probate; Chap. 322, Laws 1907.....	
	Supplemented, salaries of probate judges in counties of 100,000 to 200,000; Chap. 269, Laws 1909.	
	Supplemented, clerk hire of judge of probate in counties under 25,000; Chap. 242, Laws 1909..	7223-7224
	Amended as to salaries and clerk hire of probate judges; Chap. 341, Laws 1909.....	
	Amended as to salaries and clerk hire of probate judges; Chap. 241, Laws 1911.....	

INDEX

611

Sections R. L. 1905		Sections G. S. 1913
3648	Amended as to descent of property; Chap. 36, Laws 1907.....	7238
3648-3654	Supplemented as to establishment of heirship; Chap. 58, Laws 1909.....	7244
3666	Amended as to revocation of wills; Chap. 53, Laws 1909.....	7257
3668	Amended, relating to wills; Chap. 343, S. L. 1915	7259
3719	Amended as to disposition of land acquired by representatives on foreclosures and executions; Chap. 345, Laws 1911.....	7312
3751-3783	Supplemented, mortgages under license legalized; Chap. 260, Laws 1909.....	7347
3790	Amended as to payment of taxes on hearing of final account in probate court; Chap. 434, Laws 1907.....	7390
3791	Supplemented as to effect of decrees of probate court; Chap. 313, Laws 1907.....	1178, 3397
3795	Amended as to deposits of unclaimed estates; Chap. 57, Laws 1909.....	7401
3818-3850	Supplemented, guardians for dependent children in counties of 50,000; Chap. 232, Laws 1909..	7178-7192
3847	Amended with regard to service of process upon guardian and non-resident ward; Chap. 38, Laws 1913.....	7460
3860	Amended as to warrant of commitment to insane hospital; Chap. 79, Laws 1907.....	7477
3862	Compensation of state hospital commission; Chap. 224, Sec. 8, Laws 1909.....	4090
3890	Supplemented as to issue of transcripts of judg- ment; Chap. 116, Laws 1913.....	7508
3894	Amended, service of justice court summons; Chap. 348, Laws 1909.....	7512
4025	Amended as to certificates of conviction by jus- tices of the peace; Chap. 317, Laws 1907....	7645
4041	Amended as to forcible entry and detainer; Chap. 496, Laws 1909.....	7661
4047-4048	Amended as to forcible entry and detainer; Chap. 496, Laws 1909.....	7667-7668
4060	Amended as to parents and guardians suing for injury to child; Chap. 58, Laws 1907.....	7681
4073	Supplemented as to limitation for recovery of real estate; Chap. 239, Laws 1913.....	7696
4074	Supplemented as to limitation of time to fore- close mortgages where date of maturity is not given; Chap. 197, Laws 1907.....	
	Supplemented, limited time to foreclose mort- gages; Chap. 181, Laws 1909.....	7698-7699
4095	Amended as to place of trial of civil actions; Chap. 552, Laws 1913.....	7721
4109	Amended as to service of summons on foreign transportation company; Chap. 218, Laws 1913	7735
4111	Amended as to service of summons by publica- tion; Chap. 241, Laws 1913.....	7737
4124	Amended as to motions in district Court; Chap. 433, Laws 1909.....	7750
4134	Modified with respect to defendant's reply to de- murrer by plaintiff; Chap. 54, Laws 1913....	7760

Sections R. L. 1905		Sections G. S. 1913
4165	Amended as to drawing of juries; Chap. 221, Laws 1909.....	7793
4169	Amended as to drawing of juries at trial; Chap. 417, Laws 1909.....	7797
4170	Amended by eliminating jury fee; Chap. 217, Laws 1913.....	7798
4199	Amended as to basis of motions for new trials; Chap. 450, Laws 1907.....	7829
4272	Amended as to docketing judgments; Chap. 112, Laws 1913.....	7905
4273	Amended as to transcript of judgment dockets to new counties; Chap. 159, Laws 1907.....	7906
4278-4280	Supplemented, discharge of judgments against bankrupts; Chap. 230, Laws 1909.....	7914
4317	Amended; seed grain exempt; Chap. 12, Laws 1909	7951
	Amended as to exemption of wages from garnish- ment; Chap. 375, Laws 1913.....	7951
4317	Amended, relating to execution of wages; Chap. 202, Laws 1915.....	Sub. 16 7951
Sub. 16		
4326-4336	Supplemented as to selection of jurors in coun- ties of over 200,000; Chap. 35, Laws 1907.....	7964
4326-4336	Supplemented as to selection of jurors in coun- ties of over 100,000; Chap. 2, Laws 1907.....	7972
4335	Amended as to bonds of public contractors; Chap. 429, Laws 1909.....	8245
4339	Amended as to costs in actions for labor; Chap. 200, Laws 1907.....	7975
4344	Amended as to interest on verdicts and reports; Chap. 371, Laws 1909.....	7980
4360	Amended to provide for immediate transmission of returns on appeals; Chap. 55, Laws 1913...	7996
4362	Amended as to judgment notwithstanding ver- dict; Chap. 245, Laws 1913.....	7998
4362	Amended, relating to judgment in certain cases; Chap. 31, Laws 1915.....	7998
4365	Amended as to appeals in civil actions; Chap. 474, Laws 1913.....	8001
4389	Amended as to notice of lis pendens; Chap. 332, Laws 1907.....	8025
4424-4443	Supplemented as to vacation of decrees in ac- tions to quiet title; Chap. 451, Laws 1909....	7787-7788
4430-4431	Repealed; second trial in ejectment abolished; Chap. 139, Laws 1911.....	
4442	Amended as to notice of termination of land sale contract; Chap. 355, Laws 1909.....	
	Amended as to personal service of notice to terminate contracts for sale of land; Chap. 136, Laws 1913.....	8081
4446	Supplemented as to abatement of nuisances; Chap. 425, Laws 1907.....	4674-4675
4457	Supplemented as to limitation of time to fore- close mortgages where date of maturity is not given; Chap. 197, Laws 1907.....	
4457-4485	Supplemented as to legalizing foreclosures upon defective assignments of mortgage; Chap. 86, Laws 1907.....	8110

INDEX

613

Sections R. L. 1905		Sections G. S. 1913
4457	Supplemented limiting time to foreclose mortgages; Chap. 181, Laws 1909.....	7698-7699
4458	Supplemented, foreclosure sale before record of assignment legalized; Chap. 274, Laws 1909..	8109
4460	Supplemented, legalizing defective notice on occupant in foreclosure sale; Chap. 352, Laws 1909	8114
	Supplemented, foreclosure sale for more than amount due legalized; Chap. 293, Laws 1909..	8115-8116
4461	Supplemented as to foreclosure without power of attorney; Chap. 437, Laws 1907.....	8122
	Supplemented, legalizing foreclosure sale before record of power; Chap. 273, Laws 1909.....	8123
	Foreclosure under before record of power legalized; Chap. 318, Laws 1909.....	8124
4468	Supplemented as to legalizing foreclosure sales; Chap. 125, Laws 1907.....	8162
4481	Amended as to redemption from foreclosures by creditors; Chap. 243, Laws 1909.....	8147
4501	Amended as to interest after foreclosure or execution sales; Chap. 421, Laws 1909.....	8172
	Amended as to interest on mortgage in default; Chap. 110, Laws 1913.....	8172
4503	Amended as to damages for death by wrongful act; Chap. 281, Laws 1911.....	8175
4523-4524	Amended as to justification of sureties on bonds; Chap. 311, Laws 1907.....	8232
4523-4542	Form of official bond; Chap. 107, Laws 1909....	8233-8234
4536	Amended as to bonds of contractors on public works; Chap. 379, Laws 1907.....	8246
4539	Amended as to bonds of public contractors; Chap. 413, Laws 1909.....	8249
4560	Amended as to issue and service of writs of mandamus; Chap. 408, Laws 1909.....	8270
4707	Amended as to proof of newspaper publication prior to 1900 by affidavit of officer of historical society; Chap. 19, Laws 1909.....	8422
4719	Amended as to account books as evidence; Chap. 251, Laws 1909.....	8437
4763	Supplemented as to fishing with nets; Chap. 32, Laws 1909.....	4883
	Violations of fish law under punished; Chap. 32, Laws 1909.....	4883
4799	Supplemented as to bribery of public officers and members of legislature; Chap. 325, Laws 1907	8528
	Supplemented as to bribery of public officers and members of legislature; Chap. 353, Laws 1907	8525
4870	Repealed; related to suicide; Chap. 293, Laws 1911	
4876	Amended as to definition of punishment of murder in first degree; Chap. 387, Laws 1911....	8603
4890	Amended as to salary of reporters; Chap. 343, Laws 1913.....	
4903-4906	Supplemented as to language provoking assault; Chap. 96, Laws 1907.....	8813

Sections R. L. 1905		Sections G. S. 1913
927-4930	Amended as to carnal abuse of children; Chap. 92, Laws 1909.....	8656-8659
4933	Amended as to crime of wife and child abandonment; Chap. 144, Laws 1911.....	8666
4937	Supplemented, prohibiting minors from pool and billiard rooms; Chap. 133, Laws 1909.....	
4938	Supplemented as to sale of liquors and cigarettes within one mile of university farm; Chap. 378, Laws 1907.....	8680
	Supplemented as to sale of adulterated cigarettes and prohibition of sale of tobacco to pupils of schools; Chap. 386, Laws 1907.....	8967-8968
	Supplemented, prohibition of manufacture and sale of cigarettes; Chap. 194, Laws 1909.....	
4939	Supplemented as to penalty for enticing boys into houses of ill-fame or to prostitution; Chap. 320, Laws 1907.....	8664-8665
4950	Amended as to crime against nature; Chap. 270, Laws 1909.....	8701
4958	Supplemented as to detention of females in houses of ill-fame; Chap. 461, Laws 1909.....	8713-8714
	Supplemented as to procuring females for prostitution; Chap. 404, Laws 1909.....	8660-8661
4979	Supplemented as to prohibit junk dealers and pawnbrokers from buying goods from minors; Chap. 228, Laws 1907.....	8743-8744
4981	Amended, permitting base ball on Sunday; Chap. 267, Laws 1909.....	8753
4987	Supplemented as to care and use of parks; Chap. 440, Laws 1907.....	1557-1558
4987-4988	Supplemented as to abatement of nuisances; Chap. 425, Laws 1907.....	4674-4675
4989	Supplemented as to sale and use of explosives; Chap. 28, Laws 1907.....	8771
4992	Supplemented, inspection of oils and petroleum products; Chap. 502, Laws 1909.....	3619
5024	Supplemented as to discharge of firearms in cities of 50,000 or over; Chap. 300, Laws 1907.....	8805
5042	Amended as to burglary in second degree; Chap. 227, Laws 1907.....	8828
5043	Amended as to definition and punishment of burglary in third degree; Chap. 15, Laws 1911.....	8829
5046	Amended as to making and selling burglars' tools; Chap. 157, Laws 1909.....	8832
5133	Amended as to willful injury to gardens, trees and personal property; Chap. 145, Laws 1909..	8934
5134	Amended as to divulging of telegrams and telephone messages; Chap. 212, Laws 1907.....	8935
5143	Amended as to fraudulent appropriation of electricity; Chap. 166, Laws 1907.....	8946
5160	Amended as to powers of sheriffs, constables, marshals and police officers to prevent cruelty to animals; Chap. 398, Laws 1907.....	8963
5161	Amended as to punishment of drunkenness; Chap. 208, Laws 1907.....	8964
5163	Supplemented as to sale of adulterated cigarettes and sale of tobacco to pupils of public schools; Chap. 386, Laws 1907.....	8966

Sections R. L. 1905		Sections G. S. 1913
5171	Supplemented by provision for appointment of police women; Chap. 236, Laws 1913.....	9008
5189	Amended as to fraudulent coloring of grain; Chap. 213, Laws 1907.....	9023
5262-5265	Supplemented as to selection of jurors in counties of over 200,000; Chap. 35, Laws 1907....	7964
	Supplemented as to selection of jurors in counties of over 100,000; Chap. 2, Laws 1907....	7972
5265	Amended as to service of notice to grand jurors; Chap. 451, Laws 1913.....	9102
5268	Amended as to excuses from jury service; Chap. 407, Laws 1909.....	9105
5375-5376	Amended as to acquittal of insane persons under indictment, and commitment thereof to hospital; Chap. 358, Laws 1907.....	9217-9218
5392	Modified as to exclusion of other jurors during examination of juror; Chap. 53, Laws 1913....	9234
5432-5452	Supplemented as to levy of taxes for new state prison; Chap. 27, Laws 1909.....	
	Supplemented as to state prison revolving fund; Chap. 151, Laws 1909.....	9291-9294
	Supplemented, earnings of convicts for support of families; Chap. 304, Laws 1909.....	9320-9321
5434	Amended as to fees from visitors to state prison; Chap. 241, Laws 1909.....	9296
5436	Amended as to criminal procedure and commitments; Chap. 228, Laws 1911.....	9298-9299
5445	Amended as to diminution of sentences of convicts in state prison; Chap. 206, Laws 1907..	9309
5448	Amended as to sale of twine at state prison; Chap. 74, Laws 1907.....	9313
	Amended as to sale of binding twine; Chap. 334, Laws 1913.....	
5449	Amended as to employment of prisoners in state prison and reformatory; Chap. 71, Laws 1907	9314
5454	Amended as to sentence to reformatory; Chap. 251, Laws 1911.....	9323
5455	Amended as to transfer of prisoners between state prison and reformatory; Chap. 61, Laws 1911	9324
5467	Amended as to appointments of matrons, jailers, etc.; Chap. 257, Laws 1907.....	9339
	Amended as to employment of night watchman; Chap. 332, Laws 1913.....	
5468-5469	Amended as to employment of prisoners; Chap. 373, Laws 1913.....	9340-9341
5472	Amended as to pay of sheriffs for boarding prisoners; Chap. 192, Laws 1909.....	9344
5472-5473	Supplemented, compensation of sheriffs in counties of 200,000 to 275,000; Chap. 361, Laws 1909	9344-9345
	Supplemented as to sheriffs' fees and compensation; Chap. 470, Laws 1909.....	946-952
5488	Amended as to plans for lockups; Chap. 438, Laws 1913.....	9363
5492	Amended as to condemnation of lockups; Chap. 438, Laws 1913.....	9369

Sections R. L. 1905		Sections G. S. 1913
5496	Amended as to number of probation officers; Chap. 339, Laws 1913.....	9385
5497	Amended as to appointment of probation officer; Chap. 342, Laws 1907; Chap. 205, Laws 1913... Amended as to duties of probation officer; Chap. 342, Laws 1907.....	9386
5500	Amended as to duties of probation officers; Chap. 426, Laws 1909; Chap. 205, Laws 1913..... Amended as to truant officers; Chap. 342, Laws 1907	9389
5501	Amended as to reports of probation officers; Chap. 205, Laws 1913..... Amended as to salaries of probation officers; Chap. 205, Laws 1913.....	9390
5514	Amended as to compensation of probation of- ficers; Chap. 342, Laws 1907..... Supplemented as to desecration of Memorial Day; Chap. 25, Laws 1907.....	9013-9014
Par. 6	Amended as to Good Friday legal holiday; Chap. 254, Laws 1907..... Amended as to qualification of legal newspapers; Chap. 3, Laws 1907; Chap. 4, Laws 1907.....	9412
5515-5516	Newspapers changing place of publication within county legalized; Chap. 100, Laws 1907..... Supplemented as to legalizing newspapers legal Feb. 28th, 1906; Chap. 463, Laws 1907.....	9413-9414
5515	Amended as to qualifications of legal news- papers; Chap. 379, Laws 1911.....	9416
5772	Supplemented as to license of private detectives; Chap. 457, Laws 1907.....	9419
		5090-5097

**General Laws of 1905 Altered, Amended and Repealed
by the Session Laws of 1907, 1909, 1911, 1912,
1913 and 1915, and Sections of General
Statutes of 1913 as they
appear therein.**

G. L. 1905			G. S. 1913
Chap.	Sec.		
7		Supplemented as to court houses in counties of over 75,000; Chap. 223, Laws 1907.....	
8	114	Amended as to canvass of votes at city elections; Chap. 274, Laws 1907.....	
	26	Amended as to authorized indebtedness of cities; Chap. 235, Laws 1907	
20	1	Supplemented as to bonds of cities of 10,000 or less for past indebtedness; Chap. 62, Laws 1907; Chap. 64, Laws 1907.....	
31		Supplemented as to bribery of jurors, public officers or members of legislature; Chap. 353, Laws 1907.....	8525
34		Amended as to naval reserve; Chap. 389, Laws 1909	2473-2484
37	1	Amended as to quarters for grand army posts; Chap. 107, Laws 1911.....	3990
42		Amended as to use and sale of cocaine preparations; Chap. 85, Laws 1909.....	5041-5044
46	1	Supplemented as to organization of school districts; Chap. 109, Laws 1907.....	2696-2697
51		Amended as to tract indexes of registers of deeds in counties under 75,000; Chap. 337, Laws 1911	893-894
61	1	Amended as to listing bank securities; Chap. 220, Laws 1913.....	2198
62		Repealed as to improvement of navigable lakes in counties of 275,000; Chap. 356, Laws 1909	747
64		Supplemented as to bonds of organized townships in certain cases; Chap. 154, Laws 1907.	
	5	Amended as to publication of notice of sale of bonds by town supervisors; Chap. 63, Laws 1907	1964
66		Repealed; relates to public roads and cartways; Chap. 235, Laws 1913.	
68	1	Supplemented as to additional contingent fund for state treasurer; Chap. 113, Laws 1907.	

G. L. 1905		G. S. 1913	
Chap.	Sec.		
69		Amended as to levy of taxes in townships; Chap. 404, Laws 1907.....	2054
70		Amended with respect to appointment of road overseers; Chap. 70, Laws 1913. Repealed; relates to election of highway overseers; Chap. 235, Laws 1913.	
74		Repealed; related to financial statements of villages; Chap. 352, Laws 1911.	
79		Amended as to salaries of county board of control; Chap. 80, S. L. 1915.....	3092
80		Amended as to expenditures of road and bridge fund by counties in cities and villages; Chap. 361, Laws 1907..... Repealed as to aid by counties in townships, cities and villages; Chap. 423, Laws 1907.. Repealed; relates to county road and bridge fund; Chap. 235, Laws 1913.....	
81		Supplemented as to clerks of probate courts in counties of 200,000 or over; Chap. 151, Laws 1907.....	
82		Amended as to prevention of forest fires; Chap. 182, Laws 1909..... Repealed; relates to prevention of forest fires; Chap. 125, Laws 1911.....	4410 3783-3810
86		Amended as to record of payment of mortgage registry tax; Chap. 503, Laws 1913..	1981
91		Supplemented as to bonds for parks in cities of over 50,000; Chap. 93, Laws 1907..... Supplemented as to care of and travel in parks; Chap. 440, Laws 1907.....	1557-1558
92		Repealed; relates to time of opening and closing polls; Chap. 172, Laws 1911..... Repealed; relates to hours of opening and closing polls at elections; Chap. 23, Laws 1913	346 346, 435
93	2	Amended as to capital of corporations to negotiate farm mortgages; Chap. 238, Laws 1907	6455
96		Amended as to audit and payment of claims on state treasury; Chap. 120, Laws 1909.... Amended as to audit and payment of claims on state treasury; Chap. 169, Laws 1909....	68-70 69
100	1	Supplemented as to city bonds legalized; Chap. 6 and 7, Laws 1907..... Supplemented as to city bonds; Chap. 6, Laws 1907	
103	1	Supplemented as to city bonds legalized; Chap. 20, Laws 1907; Chap. 21, Laws 1907.. Supplemented as to bonds for parks in cities of over 50,000; Chap. 93, Laws 1907..... Supplemented as to care of and travel in parks; Chap. 440, Laws 1907.....	1557-1558
104	1	Amended as to jurisdiction of justices of the peace in criminal cases; Chap. 234, Laws 1907	7619
106	1-5	Repealed and superseded as to state drainage commission; Chap. 470, Laws 1907.....	5480-5512

INDEX

619

G. L. 1905		G. S. 1913	
Chap.	Sec.		
108		Supplemented as to law libraries in court houses in counties of 100,000 or over; Chap. 77, Laws 1907.....	4929
109		Amended as to pensions for policemen; Chap. 67, Laws 1911.....	1453-1454
112		Amended as to pensions of retired and disabled police matrons; Chap. 188, Laws 1911	6820
115	1	Supplemented as to conveyances from husband to wife between April 2nd and 4th, 1906; Chap. 432, Laws 1907.....	4696
115	1	Appropriation for live stock sanitary board under; Chap. 31, Laws 1907.....	4696
115	1	Amended, suppression of diseases among animals; Chap. 401, Laws 1909.....	2488-2578
115	1	Amended as to control of contagious diseases among animals; Chap. 253, Laws 1909....	4696
115	1	Amended as to appraisal of condemned animals; Chap. 148, Laws 1913.....	3066
116		Repealed; relates to county roads in counties of 225,000 and over; Chap. 235, Laws 1913..	4233-4234
118		Repealed; relates to capitalization of insurance corporations; Chap. 418, Laws 1913..	1932
119		Amended to allow board of control to construct building in case cost does not exceed \$5,000; Chap. 561, Laws 1913.....	4598-4604
	7	Supplemented as to university buildings to be erected under; Chap. 359, Laws 1907.....	3327-3328
	7	Amended as to control of university and normal schools; Chap. 36, Laws 1911.....	9290
122	1-2	Amended as to reports of wrecks and casualties on railroads; Chap. 290, Laws 1907....	5672
123	1	Amended, relating to issuance of bonds by villages; Chap. 169, S. L. 1915.....	2488-2578
126		Repealed; relates to commission merchants; Chap. 228, Laws 1913; Chap. 432, Laws 1913	
130		Amended as to securities of underwriters; Chap. 534, Laws 1913.....	
135		Amended as to revolving fund of state prison; Chap. 266, Laws 1907.....	
142		Supplemented as to appropriations for high, graded, semi-graded and rural schools for 1905 and 1906; Chap. 56, Laws 1907.....	
145		Amended as to extension of ditches to new outlets; Chap. 371, Laws 1907.....	
151		As to road taxes in counties of 150,000 or more, repealed; Chap. 50, Laws 1909.....	
151		Repealed; relates to road taxes and road overseers in counties over 150,000; Chap. 235, Laws 1913.....	
152	1	Supplemented as to bonds of cities of 10,000 or less for past indebtedness; Chap. 62, Laws 1907; Chap. 64, Laws 1907.....	
155		Supplemented as to compensation of clerks of probate courts in counties of 200,000 or over; Chap. 151, Laws 1907.....	

G. L. 1905 Chap.	Sec.		G. S. 1913 Sections
158		Supplemented as to fraud in manufacture and sale of ice cream; Chap. 124, Laws 1907..	3673-3675
		Supplemented as to sale of decomposed and unfit food; Chap. 384, Laws 1907.....	3712-3713
162		Supplemented as to labeling and branding of food products; Chap. 424, Laws 1907.....	3743-3744
162		Amended as to appraisal and sale of school land; Chap. 196, Laws 1911.....	5219
163		Amended as to powers and duties of state highway commission; Chap. 463, Laws 1909.	
163		Amended as to control of roads in villages; Chap. 66, Laws 1911.....	
164	2	Amended so that county board may have work done by days' work; Chap. 291, Laws 1913..	2585
	2	Amended as to repair crews for roads and bridges in counties of 150,000 or over; Chap. 224, Laws 1907.....	
	2	Amended as to repair crews for roads and bridges in counties of 150,000; Chap. 208, Laws 1909.....	
165		Repealed as to declaring forfeiture of rights of Hastings and Dakota Ry Co. to public lands; Chap. 140, Laws 1907.....	
		Supplemented as to assistants for county attorneys in counties of 100,000 to 200,000; Chap. 322, Laws 1909.....	
166	2	Amended as to inspection of mines; Chap. 133, Laws 1911.....	3925
171		Supplemented as to salaries of clerks of court; Chap. 335, Laws 1909.....	236-239
174	1	Supplemented as to legal newspapers; Chap. 3 and 4, Laws 1907.....	9413, 9417
175		Supplemented as to bonds for court houses; Chap. 130, Laws 1907.....	
	1	Supplemented as to heating of court houses; Chap. 125, Laws 1907.....	8162
		Supplemented as to court houses in counties of over 75,000; Chap. 223, Laws 1907.....	
176		Supplemented as to maximum passenger fare on railroads; Chap. 97, Laws 1907.....	4288-4289
182	2	Amended as to length of and attendance at teachers' institutes; Chap. 365, Laws 1913.	1020
184		Amended as to pensions of retired and disabled police matrons; Chap. 188, Laws 1911.	1453-1454
186		Amended as to taking of fish; Chap. 315, Laws 1907	
		Supplemented as to taking of fish with seines; Chap. 54, Laws 1909.....	4850-4856
187		Supplemented as to acceptance of gifts by state; Chap. 464, Laws 1909.....	5336-5338
195		Repealed as to aid by counties to townships, cities and villages for bridges; Chap. 423, Laws 1907.	
	1	Amended as to tax for roads and bridges; Chap. 39, Laws 1907.....	
196	4	Amended as to weighing and inspection of hay and straw; Chap. 186, Laws 1911.....	4579

INDEX

621

G. L. 1905			G. S. 1913
Chap.	Sec.		Sections
197	1	Amended relating to cemetery associations; Chap. 345, S. L. 1915.....	6292
204	13	Amended as to constitution of board of timber commissioners; Chap. 383, Laws 1913..	5270
204	16	Amended as to sale of timber from state lands; Chap. 476, Laws 1909.....	5273
		Amended as to damages for trespass on state land; Chap. 194, Laws 1911.....	5296
204	21	Amended as to extension of permit to cut state lumber; Chap. 530, Laws 1913.....	5278
205		Repealed as to rate of interest on city certificates of sale for local improvements; Chap. 132, Laws 1907.....	1589
206		Supplemented as to clerk hire for county auditors in counties of 75 townships and \$5,-000,000 valuation; Chap. 207, Laws 1907...	835-836
	1	Amended as to assistants and clerks of county auditor in counties of 150,000 or more; Chap. 295, Laws 1907.....	824
	1	Amended as to salaries of county auditor's assistants; Chap. 204, Law 1913.....	824
	1	Amended as to auditor's deputies and salaries; Chap. 321, Laws 1913.....	824
208	1	Amended as to distance of toilet rooms from stations; Chap. 495, Laws 1913.....	4393
214		Amended as to care of ballots in certain cities and counties; Chap. 2, Laws 1912.....	506
215		Repealed; relates to obstruction of highways; Chap. 235, Laws 1913.....	2578
220		Amended as to additional territory to cities of 10,000 or less; Chap. 383, Laws 1909....	1798-1799
227	2-9	Amended as to assistants and counsel for attorney general; Chap. 56, Laws 1911....	101, 105
229	2, 6	Amended as to examiner of department of insurance; Chap. 472, Laws 1907.....	
		Amended, regulation of fees and compensation in department of insurance; Chap. 349, Laws 1909.....	
	1-6	Repealed; related to insurance commissioners; Chap. 386, Laws 1911.....	3240-3241
230		Sec. 3, 9, 18, 25, 26, 43, 45, 50, 65, 66, 67, 68 amended as to construction and repair of ditches under; Chap. 367, Laws 1907.....	5525-5531
	15	Amended as to hearings on extension of drainage contracts; Chap. 568, Laws 1913.....	
	17	Amended as to payment of drainage contractors; Chap. 567, Laws 1913.....	5541
	19-20	Modification of plans and contracts for drainage under and assessments therefor; Chap. 246, Laws 1907.....	5673-5680
	26	Amended as to proceedings for widening and deepening ditch; Chap. 179, Laws 1913.....	
	42	Superseded as to state drainage commission; Chap. 470, Laws 1907.....	5480-5512
		Drainage proceedings under legalized in certain cases; Chap. 72, Laws 1907.....	5688-5689

G. L. 1905 Chap.	Sec.		G. S. 1913 Sections
		Supplemented as to ditch contracts prior to April 18th, 1905; Chap. 363, Laws 1907....	5682
		Altered as to judicial drainage proceedings; Chap. 448, Laws 1907.....	
		Supplemented as to drainage of marshy land in counties of less than 10,000; Chap. 330, Laws 1907.	
		Supplemented as to modification of ditch contract; Chap. 138, Laws 1907.....	5601-5604
		Amended as to drainage; Chap. 469, Laws 1909	5523-5600
		Drainage proceedings under legalized; Chap. 10, Laws 1909.....	5696-5697
		Fees of county auditors under legalized; Chap. 422, Laws 1909.....	5693
		Sections 3, 4, 9, 10, 11, 12, 13, 15, 17, 21, 26, 27, 30, 45, amended as to drainage proceedings; Chap. 384, Laws 1911.....	5525-5597
		Supplemented as to re-assessment of benefits; Chap. 262, S. L. 1915.....	5523-5589
231	4	Amended as to sentence of criminals; Chap. 398, Laws 1909; Chap. 65, Laws 1913.....	9162
232		Supplemented as to court houses; Chap. 126, Laws 1907	1941-1947
		Supplemented as to bonds for court houses; Chap. 130, Laws 1907.....	
		Supplemented as to court houses in counties of over 75,000; Chap. 223, Laws 1907.....	
243	1	Amended as to election of township supervisors; Chap. 103, Laws 1907.....	1162
		Supplemented as to control of roads by town board in counties of 200,000 or over; Chap. 173, Laws 1907.....	
245		Repealed; relates to laying out, altering or discontinuing judicial highways; Chap. 235, Laws 1913.....	
248		Repealed as to annual statements of fire insurance companies; Chap. 41, Laws 1907...	3294
253		Supplemented as to taxation of railroads; Chap. 454, Laws 1909.....	2231-2236
255		Amended as to property rights and torts of married women; Chap. 417, Laws 1907....	7144
259		Supplemented as to clerk hire for county auditor in counties of 75 townships and \$5,000,000 valuation; Chap. 207, Laws 1907.	835-836
260		Supplemented as to salaries of clerks of court; Chap. 335, Laws 1909.....	236-239
261	1	Supplemented as to legal newspapers; Chap. 3 and 4, Laws 1907.....	9413, 9417
267		Repealed, except so much as applies to purchase of voting machines and use thereof at general elections; Chap. 2, Laws 1912....	552
		Amended as to alternation of names in machines; Chap. 327, Laws 1913.....	553
268	1	Amended as to regulation of schools and examination of teachers in districts in cities over 50,000; Chap. 351, Laws 1909.....	2763-2755

INDEX

623

G. L. 1905			G. S. 1913
Chap.	Sec.		Sections
272	1	Supplemented as to city bonds legalized; Chap. 6, Laws 1907.....	
	1	Supplemented as to city bonds legalized; Chap. 20, Laws 1907; Chap. 21, Laws 1907.	
	1	Supplemented as to city bonds legalized; Chap. 6 and 7, Laws 1907.....	
276		Supplemented as to organization of co-operative associations; Chap. 292, Laws 1907..	4022-4023
		Corporations organized under, additional powers; Chap. 280, Laws 1909.....	6489
		Amended as to co-operative associations; Chap. 456, Laws 1909.....	6487
280	1-4	Amended as to maintenance of gates, flagmen and safety appliances in cities and villages by railroad companies; Chap. 396, Laws 1907.....	
285	1-2	Supplemented as to punishment for contributing to delinquency of children; Chap. 92, Laws 1907.....	7176-7177
	2	Amended with regard to trials affecting dependent or neglected children; Chap. 43, Laws 1913.....	7163
	3	Amended as to salary of clerk of juvenile court; Chap. 364, Laws 1913.....	7164
	3	Amended as to clerk of juvenile courts; Chap. 394, Laws 1907.....	7164
		Amended as to treatment and control of neglected and dependent children; Chap. 172, Laws 1907.....	7166
	3	Amended, juvenile court for neglected children; Chap. 418, Laws 1909.....	7164
	9	Amended as to care of dependent children; Chap. 204, Laws 1909.....	7170
		Supplemented as to punishment of persons responsible for dependent children in counties over 50,000; Chap. 305, Laws 1909....	7177
		Amended as to control of delinquent children; Chap. 353, Laws 1911.....	3680-3681
287	1-3	Amended as to expenditure of road and bridge fund by counties in cities and villages; Chap. 361, Laws 1907.....	
288	1-2	Amended as to tax on inheritances, devises, bequests, legacies, gifts; Chap. 372, Laws 1911.....	2271-2272
	2a	Amended as to rate of inheritance tax where charitable or educational institution has beneficial interest; Chap. 455, Laws 1913..	2272
	11(2)	Repealed, relates to inheritance tax on transfers; Chap. 565, Laws 1913.....	2281, 2291
	13	Supplemented as to legalizing probate proceedings had without service of citation on county treasurer; Chap. 444, Laws 1907....	2299-2300
		Amended as to rates of taxation on inheritances, legacies, bequests, gifts, etc.; Chap. 209, Laws 1911.....	2273-2297
18-20		Amended as to tax on inheritances; Chap. 574, Laws 1913.....	2288-2290

G. L. 1905 Chap.	Sec.		G. S. 1913 Sections
	21	Amended as to record of probate of estate of decedent; Chap. 565, Laws 1913.....	2281-2291
297		Minneopa State Park under, additional land for; Chap. 409, Laws 1909.....	5361
299	2	Amended as to sale of lands granted to state by U. S.; Chap. 106, Laws 1909.....	
		Amended as to sale of state lands acquired under acts of Congress; Chap. 90, Laws 1911.	5320-5325
	1-4	Purchasers of land under released; Chap. 135, Laws 1911.....	5326-5327
303		Not to apply to co-operative and assessment life and casualty insurance companies; Chap. 318, Sec. 11, Laws 1907.....	3512
	3-5	Amended, relating to reinsurance of companies retiring from business; Chap. 333, Laws 1915.	3518, 3520
305	3	Amended as to registration of land titles; Chap. 110, Laws 1909.....	6870
	1-12	Amended as to registration of land titles; Chap. 183, Laws 1909.....	6868-6869
	12	Amended as to appointment of examiners of titles; Chap. 183, Laws 1909.....	6879
	81	Amended as to disposition of fees on registration of titles; Chap. 183, Laws 1909.....	6950
		Supplemented as to surveys of registered land in cities over 200,000; Chap. 366, Laws 1909.	6881
307		Amended as to membership of state agricultural society; Chap. 194, Laws 1913.....	6492
310		Repealed, relates to prevention of forest fires; Chap. 125, Laws 1911.....	3810
311		Repealed as to drainage; Chap. 367, Laws 1907.	5531
313		Supplemented as to organization of co-operative associations; Chap. 292, Laws 1907..	4022-4023
		Corporations organized under, additional power; Chap. 280, Laws 1909.....	6489
		Amended as to co-operative associations; Chap. 456, Laws 1909.....	6487
315		Amended as to pensions for citizen soldiers; Chap. 459, Laws 1909.....	3995
322		Supplemented as to assistants for county attorneys in counties of 100,000; Chap. 322, Laws 1909.....	
330		Amended as to applications for high school aid; Chap. 423, Laws 1913.....	2935
322		Repealed, relating to assistants for county attorneys; Chap. 326, Laws 1909.....	
324		Repealed; relates to road taxes and road tax lists; Chap. 235, Laws 1913.....	2577
326		Repealed; related to formation of school districts; Chap. 207, Laws 1911.....	2694
328	1	Amended as to liens on personal property; Chap. 114, Laws 1907.....	7036-7039
331		Repealed; relates to office of fire marshal; Chap. 564, Laws 1913.....	

INDEX

625

G. L. 1905 Chap.	Sec.		G. S. 1913 Sections
	8	Amended as to discriminations in premiums on life insurance policies; Chap. 451, Laws 1907	
334	1	Amended as to bonds of cities of 10,000 or less for water works and light; Chap. 59, Laws 1907.....	1910
		Supplemented as to acquiring of water works by cities of 10,000 or less; Chap. 67, Laws 1907	1917-1922
	5	Amended as to sale of bonds of cities of 10,000 or less for water and lights; Chap. 178, Laws 1907.....	1914
336	2	Amended as to monuments for those killed in Indian outbreak of 1862; Chap. 309, Laws 1907.....	
337	43	Amended as to relief of Emma Middlemist; Chap. 29, Laws 1907.....	
	15, 62	Monument to First Minnesota battery at Shiloh; Chap. 233, Laws 1907.....	
338	31	Amended as to appropriation for bridge in Fillmore county; Chap. 84, Laws 1907.....	
	94	Amended as to salary of secretary of board of control; Chap. 69, Laws 1907.....	
	27, 75	Repealed as to bridge over Minnesota river; Chap. 134, Laws 1907.....	
	35	Amended as to bridge over Minnesota river between Scott and Hennepin counties; Chap. 134, Laws 1907.....	
	25	Amended as to appropriation for bridge over Pine river in Crow Wing county; Chap. 218, Laws 1907	
	79	Amended as to appropriations for bridges in Stearns county; Chap. 249, Laws 1907.....	
	27	Amended as to bridges in Hennepin, Dakota and Scott counties; Chap. 281, Laws 1909.	
340		Supplemented as to labeling products of pasteurized milk; Chap. 353, Laws 1909...	3680-3681
343		Amended as to regulation of hotels, inns and lodging houses; Chap. 206, Laws 1911.....	
		Repealed; relates to hotel inspection; Chap. 569, Laws 1913.....	5113-5124
344		Supplemented as to new fish hatchery at Deerwood; Chap. 275, Laws 1907.....	
		Amended as to Sec. 4, 5, 8, 21, 34, 38, 41, 45, 47, 49 and 59 as to game and fish and regulations as to taking of; Chap. 469, Laws 1907 ...4759-4760-4763-4776-4791-4796-4808	4865-4870 4894-4902
	22	Amended as to permits to breed game and fish; Chap. 485, Laws 1913.....	4777
	22	Amended as to permits for domesticating game birds and propagating fish; Chap. 131, Laws 1913.....	4794-4795
	27	Amended with respect to taking game birds; Chap. 212, Laws 1913.....	4782
	27	Amended as to manner of shooting for game after dark; Chap. 288, Laws 1909.....	

G. L. 1905 Chap.	Sec.		G. S. 1913 Sections
344	28	Amended as to game and fish; Chap. 286, Laws 1911	4783
	31½	Amended as to skins of fur-bearing animals; Chap. 45, Laws 1911.....	4787
	33	Amended as to season for killing game birds; Chap. 282, Laws 1909.....	4789
	33	Amended as to season for killing deer and moose; Chap. 93, Laws 1911.....	4790
	34	Amended as to propagation, taking and trans- portation of game and fish; Chap. 373, Laws 1911	4791
	36	Amended as to penalty for false statement by non-resident; Chap. 131, Laws 1913.....	4794
	38	Amended as to time for taking fur-bearing animals; Chap. 317; Laws 1909.....	4796
	38	Amended as to season for taking mink, musk- rat and beaver; Chap. 412, Laws 1909.....	4796
	38	Amended as to open season for mink, musk- rat and beaver; Chap. 573, Laws 1913.....	4796
	41	Amended with respect to catching fish; Chap. 67, Laws 1913.....	4808
41-63		Supplemented as to designation of trout streams; Chap. 346, Laws 1909.....	4857-4860
	43	Amended as to fishing in international wa- ters; Chap. 78, Laws 1911.....	4820
	43	Amended as to fishing in international wa- ters; Chap. 566, Laws 1913.....	4820
	43	Amended, relating to fishing in international waters; Chap. 347, Laws 1915.....	4820
	44	Amended as to taking fish near fishway; Chap. 453, Laws 1909.....	4864
		Supplemented as to taking fish with seines; Chap. 54, Laws 1909; Chap. 65, Laws 1909; Chap. 66, Laws 1909.....	4850-4853
	46	Amended as to use of fish houses; Chap. 376, Laws 1909.....	4866
	46	Amended as to license for fishing in interna- tional waters; Chap. 350, Laws 1911.....	4866
	46	Amended as to licensing of fish houses; Chap. 354; Laws 1913.....	4866
	48	Amended as to kinds and sizes of fish caught to be placed back in water; Chap. 235, Laws 1911	4873
	49	Amended as to taking of fish in Lake Super- ior; Chap. 403, Laws 1907.....	4874
	50	Amended as to shiping fish outside state; Chap. 47, Laws 1911.....	4875
	50	Amended as to shipment of game and fish; Chap. 131, Laws 1913.....	4875

**General Laws of 1907 Altered, Amended and Repealed
by the Session Laws of 1909, 1911, 1912, 1913
and 1915 and Sections of the General
Statutes of 1913 as they
appear therein.**

G. L. 1907 Chap.	Sec.		G. S. 1913 Sections
3		Amended as to qualifications of legal newspapers; Chap. 379, Laws 1911.....	9413
13		Amended as to contingent expenses of attorney general; Chap. 374, Laws 1907.....	
17		Amended as to practice of dentistry; Chap. 221, Laws 1911.....	5015-5021
19		Repealed; relates to purchase of ditching machines for highway purposes; Chap. 235, Laws 1913	
20		Amended, bonds of cities over 50,000 for high school buildings; Chap. 360, Laws 1909....	
		Amended as to bonds of cities over 50,000 for school buildings and sites; Chap. 119, Laws 1911	
		Amended as to bonds of cities over 50,000 for school buildings; Chap. 340, Laws 1911....	
22	1	Amended as to public bath houses in cities; Chap. 53, Laws 1911.....	1640
24	2	Amended as to applications for firemen's pensions; Chap. 318, Laws 1913.....	3349, 3355
	8	Amended by defining "widow" and "orphan"; Chap. 318, Laws 1913.....	3355
27		Amended as to transfer facilities and joint use of tracks; Chap. 429, Laws 1913.....	4359
34	1	Amended as to restoration of rights of citizenship; Chap. 187, Laws 1913.....	8500-8501
35		Amended, drawing juries in counties over 200,000; Chap. 200, Laws 1909.....	7793, 7964, 9099
35		Amended as to drawing jurors in district court; Chap. 221, Laws 1909.....	7793, 7964, 9099
45	1	Amended as to game protection in propagating and breeding grounds; Chap. 95, Laws 1913	5384
	1	Amended as to killing of game animals and birds in forest reserves and parks; Chap. 171, Laws 1909.....	5384

G. L. 1907 Chap.	Sec.		G. S. 1913 Sections
		Amended as to killing animals and birds in forest reserves and parks; Chap. 320, Laws 1909	
48		Amending Sec. 1916 R. L. amended as to detention hospitals; Chap. 224, Laws 1909...	4082-4089
49	1	Amended as to state prison factories; Chap. 144, Laws 1913	9315
68	1	Amended as to increase maximum salary of secretary county board of control to \$3,000; Chap. 12, Laws 1913.....	1095
74		Amended as to sale of binding twine; Chap. 334, Laws 1913.....	9313
76	3	Amended as to county school boards; Chap. 309, Laws 1909.....	2778, 2785
81		Proceedings under by St. Paul for Phalen Park; Chap. 130, Laws 1909.....	4138
		Maternity building on grounds of state hospital for crippled children at St. Paul; Chap. 37, Laws 1909.....	
		Supplemented as to conveyance of land by state to city of St. Paul; Chap. 195, Laws 1911.	
92		Amended as to juvenile courts; Chap. 305, Laws 1909.....	7177
94		Amended as to organization of corporations other than pecuniary; Chap. 483, Laws 1909.	6522
97		Amended as to railroad passenger rates; Chap. 331, Laws 1911.....	4288
99	1	Amended as to appropriations for exhibits at state fair; Chap. 26, Laws 1909.....	739
111	1	Amended as to regulation of banks; Chap. 103, Laws 1909.....	6326
112		Amended as to reports to railroad and warehouse commission; Chap. 258, Laws 1911..	4489
116		Supplemented, assistants to county attorney in counties of 100,000 to 200,000; Chap. 322, Laws 1909.....	
120	1	Amended as to senatorial and representative districts; Chap. 490, Laws 1909.....	
133		Amended as to depositaries of funds for school districts; Chap. 332, Laws 1909.....	
134		Amended as to change of bridge appropriations in Hennepin, Scott and Dakota counties; Chap. 281, Laws 1909.....	
139	2	Amended as to salaries of county treasurers; Chap. 358, Laws 1909.....	
	2	Amended as to salaries of county treasurer's assistants; Chap. 293, Laws 1913.....	875
152		Amended as to papers which may publish constitutional amendments; Chap. 299, Laws 1913.....	46-47
156		Amended as to limit of loans of banks; Chap. 160, Laws 1911.....	6358
160		Repealed, related to apiaries; Chap. 311, Laws 1911.....	
161		Repealed, prohibiting non-participating life policies; Chap. 262, Laws 1909.....	

INDEX

629

G. L. 1907			G. S. 1913
Chap.	Sec.		Sections
164	1	Amended as to summer sessions of normal schools; Chap. 112, Laws 1909.....	2975
168		Amended as to annexation of territory to cities from 10,000 to 20,000; Chap. 5, Laws 1909.	
		Repealed as to annexation of territory to cities; Chap. 137, Laws 1909.....	1663
170		Supplemented as to acceptance of gifts to state; Chap. 464, Laws 1909.....	5336-5338
171		Amended as to terms of members of forestry board; Chap. 86, Laws 1909.....	
172		Amended as to control of delinquent children; Chap. 353, Laws 1911.....	7166
173		Repealed, relates to supervision of highways in counties of 200,000 and over; Chap. 235, Laws 1913.....	
175		Amending Sec. 122 R. L., salaries of judges and officers of courts; Chap. 252, Laws 1909.	252
180		Repealed, establishes a free public employment bureau; Chap. 518, Laws 1913.....	3827
186	1	Amended, relating to court reporters in certain counties; Chap. 175, Laws 1915.....	248
188		Amended as to proceedings for changing boundaries of school districts; Chap. 435, Laws 1913.....	2677
		Amending Sec. 4317 R. L. amended as to change of boundaries of school districts; Chap. 13, Laws 1909.....	2677
		Amended as to change of boundaries of school districts; Chap. 264, Laws 1911.....	2677
191		Ditch proceedings under legalized; Chap. 257, Laws 1909.....	5694-5695
		Repealed as to drainage; Chap. 127, Laws 1909.	5671
192		Supplemented as to assistant county attorneys in counties of 100,000 to 200,000; Chap. 322, Laws 1909.....	
199	1	Amended as to amendment of village charters; Chap. 343, Laws 1911.....	1350
202		Amended as to automatic couplers on freight cars; Chap. 488, Laws 1909.....	4411-4420
204		Amended as to salaries of county board; Chap. 388, Laws 1909.....	684
		Amending Sec. 423 R. L. amended as to salaries and expenses of county boards; Chap. 46, Laws 1909.....	
		Amended as to salaries of county commissioners; Chap. 374, Laws 1911; Chap. 308, Laws 1913.....	684
207	1	Amended as to clerk hire of county auditors in counties of 75 congressional townships and valuation of \$5,000,000; Chap. 295, Laws 1911.....	835
219	1-3	Amended as to appropriation of money for roads and bridges; Chap. 91, Laws 1909...	
220	5	Amended as to loans on insurance policies; Chap. 152, Laws 1913.....	3477

G. L. 1907 Chap.	Sec.		G. S. 1913 Sections
	10	Amended as to provisions of life insurance policies; Chap. 295, Laws 1909.....	3482
221	3	Amended as to separation of unplatted lands from cities of 10,000 or less; Chap. 197, Laws 1911.....	1734
223		Care of court houses under in counties over 100,000; Chap. 111, Laws 1909.....	1069-1073
225		Amended as to capital and deposits of trust companies; Chap. 314, Laws 1911.....	6405
226		Amending Sec. 184 R. L., amended as to primary elections; Chap. 95, Laws 1909.....	339-340
226	1	Amended as to compensation of state senators and representatives; Chap. 132, Laws 1909.	35
		Amended as to filing as candidate at primary election; Chap. 389, Laws 1913.....	335-336-339-342-355-371-537-395
226		Amended as to filings in primary elections to be made with secretary of state and county auditor; Chap. 2, Laws 1912.....	339
230		Amended as to warehouse receipts; Chap. 384, Laws 1909.....	4481-4482
232	6	Supplemented by Chap. 136, Laws 1909.....	4305-4306
235		Amended as to control of city finances and bonds; Chap. 362, Laws 1911.....	
239		Amended as to salary of stenographer in Duluth municipal court; Chap. 155, Laws 1913.	
250	4	Amended as to taxation of freight companies; Chap. 473, Laws 1909.....	
	2-4	Amended as to taxation of freight line companies; Chap. 97, Laws 1909.....	
256		Amended as to fees of registers of deeds; Chap. 376, Laws 1911.....	5771
257		Amended as to employment of night watchman; Chap. 332, Laws 1913.....	9339
258		Amended as to sale of impure food substances; Chap. 310, Laws 1911.....	3705
259		Amended as to insurance and fuel for state buildings; Chap. 312, Laws 1913.....	4049
260		Supplemented by imposing penalties on railway companies for failure to file statement of new roads; Chap. 126, Laws 1913.....	4404-4405
262		Repealed; relates to judicial roads; Chap. 235, Laws 1913.....	
268		Supplemented, salaries of clerks of court in counties under 45,000; Chap. 335, Laws 1909	236-239
276		Amended as to block signal systems on railroads; Chap. 322, Laws 1911.....	4252
281	2	Amended as powers of capitol commissioners; Chap. 348, Laws 1913.....	
282		Amended as to industrial school for girls; Chap. 3, Laws 1911.....	4069-4074
285		Repealed; relates to township delinquent road taxes; Chap. 235, Laws 1913.....	
288	3-21	Amended as to hospital farm for inebriates; Chap. 17, Laws 1911.....	4112, 4113, 4128, 4130

INDEX

631

G. L. 1907			G. S. 1913
Chap.	Sec.		Sections
293	1	Amended as to incorporation of co-operative associations; Chap. 456, Laws 1909.....	6487
	3	Amended as to corporations acquiring stock of other companies; Chap. 280, Laws 1909.	6489
294	1	Amended as to game and fish; Chap. 501, Laws 1909.....	4818
		Amended as to taking fish with nets; Chap. 32, Laws 1909	4883
		Supplemented as to use of seines in taking fish; Chap. 54, Laws 1909.....	4850-4856
		Supplemented as to designation of trout streams; Chap. 346, Laws 1909.....	4857-4860
295		Amended as to auditor's deputies and salaries; Chap. 321, Laws 1913.....	824
		Amended as to salaries of county auditors' assistants; Chap. 204, Laws 1913.....	824
296		Amended as to compensation of chairman of county board; Chap. 456, Laws 1913.....	685
		Amended as to compensation of board in counties of less than 75,000; Chap. 283, Laws 1911	685
299		Amended as to employment of children; Chap. 8, Laws 1912; Chap. 516, Laws 1913.	3839-3848
302		Amended as to clerks and reporters and their salaries; Chap. 430, Laws 1913.....	
304		Repealed; related to formation of school districts; Chap. 207, Laws 1911.....	
308		Amended as to increase of teachers' salaries; Chap. 270, Laws 1913.....	2918
318	3	Amended as to reserve funds of co-operative associations; Chap. 211, Laws 1911.....	3504
	3	Amended, relating to reserve fund in certain insurance societies; Chap. 365, Laws 1915..	3504
	5	Amended as to corporations doing life insurance business; Chap. 377, Laws 1913.....	3506
321		Amended as to reserves and premiums of insurance companies; Chap. 315, Laws 1911	3268
322		Amended as to salaries and clerk hire of probate judges; Chap. 341, Laws 1909.....	
		Fees of county auditor in drainage proceedings under legalized; Chap. 419, Laws 1909.	7226
		Amended as to salaries and clerk hire of probate judges; Chap. 240, Laws 1911....	2767
328	2	Amended as to rate of mortgage registry tax; Chap. 163, Laws 1913.....	2302
	7	Amended as to time of taking effect; Chap. 163, Laws 1913.....	2307
	8	Amended as to taxation of prior mortgages; Chap. 163, Laws 1913.....	2308
	9	Amended as to distribution of mortgage registry tax; Chap. 352, Laws 1913.....	2309
329		Amended as to fees for incorporation; Chap. 202, Laws 1909.....	2681
333		Amended as to railroad fences and cattle guards; Chap. 309, Laws 1911.....	4263
336	1	Amended as to price of sale of state lands; Chap. 118, Laws 1909.....	5209

G. L. 1907 Chap.	Sec.		G. S. 1913 Sections
337		Supplemented, labeling products of pasteurized milk; Chap. 353, Laws 1909.....	3680-3681
338	2	Amended as to disposition of insane prisoner; Chap. 540, Laws 1913.....	4103
340		Repealed; relates to board of investment; Chap. 50, Laws 1913; Chap. 515, Laws 1913.	5245
342		Amended as to number of probation officers; Chap. 339, Laws 1913.....	9385
		Amended as to appointment and salaries of probation officers; Chap. 205, Laws 1913..	9386, 9389 9390-9691
345	1-2	Amended as to fraternal beneficiary association; Chap. 96, Laws 1915.....	3537-3538
345	10	Amended to prevent loan of funds to officers; Chap. 359, Laws 1913.....	3546
	11	Amended as to emergency fund; Chap. 324, Laws 1913.....	3547
	14	Amended as to regulation of fraternal beneficiary associations; Chap. 329, Laws 1909..	3550
	17	Amended as to licenses of fraternal beneficiary associations; Chap. 226, Laws 1911....	3553
	17	Amended as to fraternal beneficiary associations; Chap. 96, Laws 1915.....	3553
348		Repealed; relates to loans from the permanent school and university funds; Chap. 50, Laws 1913; Chap. 515, Laws 1913.....	5245
356		Repealed; creates the bureau of labor, industries and commerce; Chap. 518, Laws 1913.	3813-3827
359		Amended authorizing board of regents of university to erect buildings and issue certificates of indebtedness; Chap. 480, Laws 1909	
360		Amending Sec. 1498 R. L. amended as to relief of poor; Chap. 290, Laws 1909.....	3081
361		Repealed; relates to county road and bridge fund; Chap. 235, Laws 1913.....	
365		Amended Sec. 156 R. L. amended as to election districts and time for closing polls; Chap. 125, Laws 1909.....	435
367		Amended as to drainage proceedings; Chap. 384, Laws 1911.....	5525
367	1	Amended as to petition and bond in ditch proceedings; Chap. 384, Sec. 1, Laws 1911.	5525
	2	Amended as to notice of final hearing in ditch proceedings; Chap. 384, Sec. 3, Laws 1911.	5531
	3½-10	Repealed, relates to drainage; Chap. 469, Laws 1909	5600
	4	Amended as to ditch repairs; Chap. 384, Sec. 8, Laws 1911.....	5552
	4	Amended as to proceedings for widening and deepening ditch; Chap. 179, Laws 1913...	5552
	5	Amended as to fees of engineers and officers in ditch proceedings; Chap. 384, Sec. 11, Laws 1911.....	5571
368		Amended as to license and bonds of employment bureaus; Chap. 274, Laws 1911.....	3937-3938
370	1	Amended as to salary of mayor; Chap. 381, Laws 1913.....	1436

INDEX

633

G. L. 1907		G. S. 1913	
Chap.	Sec.		Sections
372		Supplemented, assistant to county attorney in counties of 100,000 to 200,000; Chap. 322, Laws 1909.....	
	21	Amended as to salaries of county officers in counties over 275,000; Chap. 301, Laws 1909.	
394		Amended as to salary of clerk of juvenile court; Chap. 364, Laws 1913.....	7164
400		Amended as to notice of rates of taxation; Chap. 34, Laws 1911; Chap. 551, Laws 1913.	2066
402		Amended as to compensation of town officers; Chap. 37, Laws 1911.....	1177
405	1	No. 21, amended as to appropriation of road and bridge fund; Chap. 135, Laws 1909..	
		Sub. 37 amended as to appropriations for roads and bridges in Lac qui Parle county; Chap. 216, Laws 1909.....	
		Amended as to appropriation for bridge in Crow Wing county; Chap. 41, Laws 1909.	
		Sub. 68, amended as to change of appropriation for bridge in Scott county; Chap. 7, Laws 1909.....	
	7	Amended as to appropriation for bridge at Mankato; Chap. 34, Laws 1909.....	
	27	Amended as to appropriation for bridge in Hennepin county; Chap. 176, Laws 1909...	
407		Amended as to school attendance of deaf and dumb children; Chap. 396, Laws 1909.....	4150
408		Amended as to powers of tax commission; Chap. 159, Laws 1909.....	
		Amended as to returns of corporations and others as basis for gross earnings tax; Chap. 504, Laws 1909.....	
	12	Sub. 2 amended as to powers and duties of tax commission; Chap. 294, Laws 1909....	2344
409		Amending Chap. 18, R. L., amended as to term, qualifications and duties of public examiner; Chap. 449, Laws 1909.....	
412	5-7	Amended as to water, light, power and building commissions in cities and villages under 10,000; Chap. 239, Laws 1911.....	1811-1813
423		Payment of half cost of bridges under by counties; Chap. 324, Laws 1909.....	
		Repealed, relates to county road and bridge fund; Chap. 235, Laws 1913.....	
424		Supplemented as to inspection of canneries; Chap. 337, Sec. 6, Laws 1909.....	3715
430	2	Amended as to valuation of land before forfeited sale for taxes; Chap. 30, Laws 1911.	2128
	2	Amended as to sale of land forfeited to the state for taxes; Chap. 333, Laws 1913.....	2128
		Amended with regard to date of forfeited land tax sale; Chap. 74, Laws 1913.....	2127
433		Amending Sec. 1539 R. L. amended as to distribution of money from liquor licenses; Chap. 450, Laws 1909; Chap. 248, Laws 1913.	3153
438		Amended as to surveys and plats of land; Chap. 347, Laws 1911.....	6856-6858

G. L. 1907		G. S. 1913	
Chap.	Sec.		Sections
439		Amended as to holding of land by corporations; Chap. 130, Laws 1911.....	6699
443		Amending Sec. 533 R. L. reception books of register of deeds; Chap. 226, Laws 1909....	889
443		Amended as to pay of national guard; Chap. 303, Laws 1911.....	2403-2405
445	4	Amended as to powers of school boards; Chap. 473, Laws 1909.....	
		Amended as to compensation of chairmen of school boards; Chap. 240, Laws 1911.....	2767
446		Amended with respect to co-insurance; Chap. 79, Laws 1913.....	3322
448		Repealed, relates to drainage; Chap. 469, Laws 1909.....	5600
		Proceedings under legalized; Chap. 83, Laws 1909.....	5691-5692
		Amending Chap. 230, Laws 1905, amended legalizing drainage proceedings under; Chap. 10, Laws 1909.....	5696-5697
449	1	Supplemented as to passes for railroad employes; Chap. 92, Laws 1913.....	4335
451		Repealed, relates to fire marshal's office; Chap. 564, Laws 1913.....	5161
454		Amending Sec. 2141 R. L. amended as to collection of vital statistics; Chap. 23, Laws 1909.....	
		Repealed, relates to the collection of vital statistics; Chap. 579, Laws 1913.....	
455		Amended as to inspection of canneries; Chap. 337, Laws 1909.....	3715
		Amended as to regulation of canneries; Chap. 97, Laws 1913.....	3714-3724
458		Repealed, relates to appointment of highway superintendent and road overseers in counties of less than 200,000; Chap. 235, Laws 1913.....	
		Proceedings under legalized; Chap. 300, Laws 1909.....	
467		Amended as to salaries of judges and clerks of municipal court of Minneapolis; Chap. 126, Laws 1911.....	
468	7	Amended as to authorized securities of savings banks; Chap. 506, Laws 1913.....	6393-6394
469		Amended as to catching fish; Chap. 67, Laws 1913.....	4808
		Amended as to taking mink, muskrat and beaver; Chap. 573, Laws 1913.....	4796
		Amending Chap. 344, Sec. 38, Laws 1905, as to season for taking fur-bearing animals; Chap. 317, Laws 1909.....	
		Amended as to season for taking mink, muskrat and beaver; Chap. 412, Laws 1909....	4796
		Supplemented as to trapping mink, muskrat and beaver without license; Chap. 66, Laws 1909.....	4798-4799
469	41	Amended as to taking fish from inland lakes; Chap. 190, Laws 1909.....	4808

INDEX

635

G. L. 1907 Chap.	Sec.		G. S. 1913 Sections
		Supplemented as to designation of trout streams; Chap. 346, Laws 1909.....	4857-4860
		Amended as to propagation, taking and transportation of game and fish; Chap. 373, Laws 1911.	4791-4792
470		Supplemented as to powers of state drainage commission; Chap. 471, Laws 1909.....	5517-5522
		Amended as to powers and duties of drainage commission; Chap. 207, Laws 1909.....	5513
		Application of to prevention of floods in Minnesota valley; Chap. 386, Laws 1909....	5514-5516
	23	Amended as to county bonds for state or judicial districts; Chap. 4, Laws 1913.....	5502
472		Amended as to fees and compensation of insurance department; Chap. 349, Laws 1909.	
		Repealed, related to insurance commissioner; Chap. 386, Sec. 10, Laws 1911.....	3249
475		Amended as to inspection of ballots; Chap. 368, Laws 1913.....	530

**General Laws of 1909 Altered, Amended and Repealed
by The Session Laws of 1911, 1912, 1913 and
1915, and Sections of General Statutes
of 1913 as they appear therein.**

G. L. 1909 Chap. 5	Sec.		G. S. 1913 Sections
		Amending Chap. 168, Laws 1907, as to annexation of territory to cities under 10,000; Chap. 137, Laws 1909.....	1657-1663
13		Amended as to formation and change of boundaries of school districts; Chap. 264, Laws 1911; Chap. 435, Laws 1913.....	2677
23		Repealed; relates to fees for collection of vital statistics; Chap. 579, Laws 1913.....	4649-4665
27	2	Amended as to new state prison and tax levy therefor; Chap. 212, Laws 1911.....	
29		Amended as to status of purchase money mortgage; Chap. 465, Laws 1909.....	6816
32		Amended as to manner of taking fish in cities of 20,000 or more; Chap. 115, Laws 1911....	4883
43	2	Amended as to bonds of cities of 10,000 or less for water, light, etc.; Chap. 289, Laws 1911.	1763
48	2	Amended as to bounties for gophers, squirrels, ground hogs, rattlesnakes, crows, blackbirds; Chap. 220, Laws 1911.....	5203
50		Repealed; relates to assessment and payment of road taxes in counties of over 150,000; Chap. 235, Laws 1913.....	
56	1	Supplemented by providing for skeleton organization for field artillery; Chap. 44, Laws 1913	2401-2405
62		Amended as to sale of paris green; Chap. 100, Laws 1909.....	3754
65		Repealed; relates to the setting of nets in the Mississippi river and Lake St. Croix; Chap. 545, Laws 1913	4849
69		Contracts and conveyances of corporations under legalized; Chap. 158, Laws 1911.....	6211-6212
70		Contracts of corporations under legalized; Chap. 158, Laws 1911.....	6211-6212
77		Amended as to salary of registers of deeds in counties of 24,000 and over; Chap. 27, Laws 1911	923
91		Road labor and expenses under reimbursed; Chap. 316, Laws 1911.....	

INDEX

637

G. L. 1909			G. S. 1913
Chap.	Sec.		Sections
95		Amended in regard to filings in primary elections to be made with secretary of state; Chap. 2, Laws 1912.....	339
		Amended as to filing as candidate at primary election; Chap. 389, Laws 1913.....	339
96		Amended as to refundment of taxes; Chap. 339, Laws 1911.....	1978
102		Repealed; relates to killing rabbits with ferrets; Chap. 5, Laws 1913.....	
106		Purchasers of state lands under released from compliance with; Chap. 135, Laws 1911....	5326-5327
109	1	Modified as to reservation of mineral rights in railroad land grants; Chap. 6, Laws 1913	5306
117		Repealed; relates to service of notice on counties and towns of establishment of judicial highways; Chap. 235, Laws 1913.....	
120		Amended as to audit and payment of claims on state funds; Chap. 169, Laws 1909.....	69
121		Amended as to boards of municipal works in cities of 20,000 to 50,000; Chap. 236, Laws 1911	
125	2	Amended as to time for opening and closing polls; Chap. 172, Laws 1911.....	846
126		Amended as to judges of Eleventh judicial district; Chap. 368, Laws 1911.....	176-189
126		Amended, relating to terms of court in Hibbing and Virginia; Chap. 371, Laws 1915..	178-179
127		Ditches established under legalized; Chap. 292, Laws 1911	5699-5700
133		Repealed; prohibits minors from playing in pool rooms, etc.; Chap. 572, Laws 1913....	8672-8673
147	1	Amended as to physical valuation of railways; Chap. 125, Laws 1913.....	4241-4243
156	1, 3	Amended as to bonds of cities over 50,000 for school purposes; Chap. 208, Laws 1911..	
159		Amended as to powers and duties of tax commission; Chap. 294, Laws 1909.....	2344
164		Amended by requiring application to enlarge territory to be made to superintendent of banks; Chap. 302, Laws 1913.....	6426
167		Repealed; relates to health and accident insurance policies; Chap. 156, Laws 1913..	
171		Amended as to game protection in propagating and breeding grounds; Chap. 95, Laws 1913	5384
173		Operation of limited as to railroad companies; Chap. 336, Laws 1911.....	4249
182		Amended as to prevention of prairie and forest fires; Chap. 9, Laws 1911.....	
		Repealed; relates to preservation of forests; Chap. 125, Laws 1911.....	
185	1-2	Amended as to city bonds for bridges; Chap. 40, Laws 1911.....	
190		Amended with respect to taking fish; Chap. 67 Laws 1913.....	4808
201	11	Amended as to salaries and employees of superintendent of banks; Chap. 176, Laws 1911	

G. L. 1909			G. S. 1913
Chap.	Sec.		Sections
205	2	Amended, relating to interest on bonds; Chap. 253, Laws 1915.....	1924
225	1	Amended as to salary of reporter; Chap. 517, Laws 1913.....	
228	3	Amended as to bonds of cities over 50,000 for water works; Chap. 189, Laws 1911.....	
232	1	Amended to include habitual truant; Chap. 260, Laws 1913.....	7178
	4	Amended as to place of hearing and discharge of child from custody; Chap. 260, Laws 1913.....	7181
232	5	Amended as to remuneration of probation officers; Chap. 260, Laws 1913.....	7182
	6	Amended by authorizing judge to send child to hospital; Chap. 260, Laws 1913.....	7183
	7	Amended as to guardian of child; Chap. 260, Laws 1913.....	7184
	8	Amended as to guardianship; Chap. 260, Laws 1913.....	7185
	9	Amended as to proceedings with respect to dependent child; Chap. 260, Laws 1913....	7186
	12	Amended as to guardianship of dependent child; Chap. 260, Laws 1913.....	7188
	14	Amended as to expenses of judge of probate; Chap. 260, Laws 1913.....	7191
235		Repealed; relates to reports of industrial accidents; Chap. 416, Laws 1913.....	3895
244		Amended with regard to terms of court in Meeker county; Chap. 48, Laws 1913.....	150
244		Amended as to terms of court in Eleventh judicial district; Chap. 42, Laws 1911.....	
247		Amended as to departments of agriculture, manual training, domestic economy in schools; Chap. 82, Laws 1911.....	2818-2828
	3	Amended as to enrollment of non-resident pupils; Chap. 309, Laws 1913.....	2820
	4	Amended as to conditions for earning state aid; Chap. 309, Laws 1913.....	2821
	6	Amended as to charge for tuition; Chap. 309, Laws 1913.....	2823
		Repealed; relating to teaching of industrial subjects in public schools; Chap. 239, Laws 1915	2818-2828
252		Amended as to salaries of judges and officers of courts; Chap. 301, Laws 1911.....	252
275		Amended with regard to settlement in actions for bastardy; Chap. 71, Laws 1913.....	3216
284	2	Amended as to sale of bonds; Chap. 185; Laws 1913.....	
285		Amended as to salary of reporters; Chap. 343, Laws 1913.....	
291		Repealed; relates to culverts; Chap. 235, Laws 1913	
306		Amended as to salaries of municipal judges; Chap. 10, Laws 1911.....	281
309	10	Amended as to county boards of education; Chap. 103, Laws 1911.....	2785
313		Amended as to salaries of county attorneys; Chap. 214, Laws 1911.....	974

INDEX

639

G. L. 1909			G. S. 1913
Chap.	Sec.		Sections
315		Amended as to taking fish and licenses therefor; Chap. 48, Laws 1911.....	
322		Repealed; relates to assistant county attorneys in counties of 100,000 to 200,000; Chap. 153, Laws 1911.....	
330		Repealed; relates to classification and purposes of insurance corporations; Chap. 418, Laws 1913.....	3258
331		Amended as to provisions of standard fire insurance policies; Chap. 405, Laws 1913..	3318
333		Amended as to control of bank superintendent over investment companies; Chap. 321, Laws 1911	6445-6446
334		Amended as to aid for schools; Chap. 60, Laws 1911.....	2933-2943-2946
		Amended by increasing state aid; Chap. 298, Laws 1913.....	
335	2	Amended as classification of counties; Chap. 511, Laws 1913.....	237
337		Amended as to regulation of canneries; Chap. 97, Laws 1913.....	3714-3724
341		Amended as to salaries and clerk hire of probate judges; Chap. 241, Laws 1911.....	
343	1, 3	Amended as to teachers' retirement fund associations; Chap. 383, Laws 1911.....	1422, 1424
346		Amended as to designation of trout streams; Chap. 55, Laws 1911.....	4859
358		Amended as to salaries of county treasurers' assistants; Chap. 293, Laws 1913.....	875
360		Amended as to bonds of cities over 50,000 for school buildings; Chap. 119, Laws 1911.	
		Amended as to bonds of cities over 50,000 for school buildings; Chap. 340, Laws 1911.	
361	2	Amended, relating to deputy sheriffs and salaries to be paid in counties of from 200,000 to 275,000; Chap. 137, Laws 1915.....	942
361	3	Amended as to municipal court deputy; Chap. 203, Laws 1913.....	942
	2	Amended as to salary of stenographer and number of deputies; Chap. 203, Laws 1913.	943
	4	Amended as to assistant matron; Chap. 203, Laws 1913.....	944
364		Amended as to assessment for sewers; Chap. 396, Laws 1913.....	
370	1, 3	Amended as to bonds of cities over 50,000 for engine houses; Chap. 157, Laws 1911.....	
372	1	Amended by extending to cities of 10,000 or less; Chap. 158, Laws 1913.....	1386
373		Amended as to salary of stenographer; Chap. 155, Laws 1913.....	
376		Amended as to licensing of fish houses; Chap. 354, Laws 1913.....	4866
376		Amended as to licensing of nets in international waters; Chap. 350, Laws 1911....	4866
382		Operation of limited as to railroad companies; Chap. 336, Laws 1911.....	4249

G. L. 1909 Chap.	Sec.		G. S. 1913 Sections
388		Amended as to salaries of county commis- sioners; Chap. 374, Laws 1911; Chap. 308, Laws 1913.....	684
388		Amended as to salaries of county commis- sioners; Chap. 308, Laws 1913.....	684
390		Repealed; relates to road taxes and working same; Chap. 235, Laws 1913.....	
394		Repealed; relates to roads in more than one town; Chap. 235, Laws 1913.....	
397	2	Amended as to city bonds for arching creeks; Chap. 41, Laws 1911.....	
398	1	Amended as to sentence of criminals; Chap. 65, Laws 1913.....	9162
400	1-4	Repealed; related to compulsory education; Chap. 356, Laws 1911.....	2979-2985
401		Amended as to appraisal of condemned ani- mals; Chap. 148, Laws 1913.....	4696
402	1	Amended as to bonds of cities over 50,000 for local improvements; Chap. 51, Laws 1911.....	
404	2	Amended as to penalty for promoting prosti- tution; Chap. 202, Laws 1911.....	8661
411	7	Amended with regard to terms of corporate existence; Chap. 80, Laws 1913.....	3389
	8	Amended with regard to certificate of incor- poration; Chap. 80, Laws 1913.....	3390
	13	Amended as to powers of township insurance companies; Chap. 107, Laws 1915.....	3395
411	13	Amended with respect to personal property that may be insured; Chap. 80, Laws 1913..	3395
412		Amended as to taking mink, muskrat and beaver; Chap. 573, Laws 1913.....	4796
418		Amended as to salary of clerk of juvenile court; Chap. 364, Laws 1913.....	7164
419		Amended as to disposition of fees of probate courts in counties of 200,000 or less; Chap. 246, Laws 1911.....	7226
421		Amended as to interest on mortgage in de- fault; Chap. 110, Laws 1913.....	8172
424		Amended as to license and bonds of employ- ment bureaus; Chap. 274, Laws 1911.....	3937-3938
428		Amended as to standards of milk and cream; Chap. 213, Laws 1911.....	3644
		Amended as to adulterants of dairy products; Chap. 408, Laws 1913.....	3672
	2	Amended as to acid content of milk and cream; Chap. 336, Laws 1913.....	3644
432		Repealed; relates to trees and hedges with- in road limits; Chap. 235, Laws 1913.....	
437		Amended as to maintenance of safety funds of fire insurance companies; Chap. 263, Laws 1911.....	3334
450		Amended as to distribution of liquor license money; Chap. 248, Laws 1913.....	3153
458	1	Amended to permit 25-mill tax levy for sup- port of high or graded schools; Chap. 36, Laws 1913.....	2917

INDEX

641

G. L. 1909		G. S. 1913	
Chap.	Sec.		Sections
463		Amended as to state highway commission; Chap. 66, Laws 1911.....	
468	1	Supplemented by requiring dairy and food commissioner to enforce; Chap. 230, Laws 1913.....	8988-8989
469		Amended as to drainage proceedings; Chap. 384, Laws 1911.....	5525
	2	Amended as to petition and bond in drainage proceedings; Chap. 384, Sec. 1, Laws 1911.....	5525
	6	Amended as to certificates for work done in drainage proceedings; Chap. 384, Sec. 13, Laws 1911.....	5541
	6	Amended as to payment of drainage contractors; Chap. 567, Laws 1913.....	5541
	10	Amended as to proceedings for widening and deepening ditch; Chap. 179, Laws 1913....	5552
	10	Amended as to repairs of ditches; Chap. 384, Sec. 8, Laws 1911.....	5552
	11	Amended as to bond of petitioners in drainage proceedings; Chap. 384, Sec. 9, Laws 1911.....	5553
	12	Amended as to fees of engineer and officers in drainage proceedings; Chap. 384, Sec. 11, Laws 1911.....	5571
	13	Amended as to lateral ditches; Chap. 384, Sec. 15, Laws 1911.....	5597
470	1-2	Amended as to salaries and expenses of sheriffs; Chap. 143, Laws 1911.....	946-947
	3	Amended as to per diem of deputy sheriffs and carriage hire; Chap. 355, Laws 1913..	948
	5	Amended as to deputies caring for insane persons; Chap. 355, Laws 1913.....	950
483		Amended to permit of organizing medical corporations; Chap. 285, Laws 1913.....	6522
484		Repealed; relates to appointment of highway inspector; Chap. 235, Laws 1913.....	
487		Amended as to vagrants and punishment; Chap. 257, Laws 1911.....	9030
497		Repealed; creates a women's department of the bureau of labor; Chap. 518, Laws 1913.	3812-3827
499		Amended as to hours of labor of women and children; Chap. 184, Laws 1911.....	
500	1	Amended as to dissolution of school districts; Chap. 82, Laws 1913.....	2789
	4	Supplemented with respect to disposition of school taxes; Chap. 82, Laws 1913.....	2792
501	1	Amended as to taking and transporting of game and fish; Chap. 166, Laws 1911.....	4818
504		Repealed; relates to enforcement of gross earnings tax laws; Chap. 487, Laws 1913..	2222
505		Reimbursement for road labor and expenses under; Chap. 316, Laws 1911.....	
	31		

**General Laws of 1911 Altered, Amended and Repealed
by The Session Laws of 1911, 1912, 1913 and
1915, and Sections of General Statutes
of 1913 as they appear therein.**

G. L. 1911 Chap.	Sec.		G. S. 1913 Sections
18	1	Amended as to terms of court in Fourteenth judicial district; Chap. 151, Laws 1911....	
24		Repealed; relating to tax levy; Chap. 27, Laws 1915	2919-2920
28	1-6	Amended as to drinking on trains and street cars; Chap. 417, Laws 1913.....	3192-3197
30		Amended as to sale of land forfeited to the state for taxation; Chap. 333, Laws 1913....	2128
36		Amended to allow board of control to construct building where cost does not exceed \$5,000; Chap. 561, Laws 1913.....	3066
37		Amended as to mileage and compensation of assessors; Chap. 558, Laws 1913.....	1177
39	4	Amended as to definition of transient merchant; Chap. 504, Laws 1913.....	6101
49		Amended as to certificates of indebtedness for local improvements; Chap. 184, Laws 1913.	
60		Amended by increasing state aid; Chap. 298, Laws 1913.....	
64		Amended as to number of assistant chemists; Chap. 250, Laws 1913.....	1634-1637
70		Repealed; relates to cutting of brush, weeds, etc., and erection of snow fences along highways; Chap. 235, Laws 1913.....	
78		Amended as to fishing in international waters; Chap. 566, Laws 1913.....	4820-4825
80	1	Amended as to number and salary of deputy clerks; Chap. 190, Laws 1913.....	231, 233-235
	1	Amended as to number of deputies in certain county; Chap. 83, Laws 1915.....	231
82	6	Amended as to charge for tuition; Chap. 309, pils; Chap. 309, Laws 1913.....	2820
82	4	Amended as to conditions for earning state aid; Chap. 309, Laws 1913.....	2821
82	6	Amended as to charge for tuition; Chap. 309, Laws 1913.....	2823
82		Repealed relating to industrial subjects in public schools; Chap. 239, Laws 1915.....	2818-2828
83		Amended as to sale of intoxicants; Chap. 538, Laws 1913	3148

INDEX

643

G. L. 1911 Chap.	Sec.		G. S. 1913 Sections
88	2	Amended; relating to assistant county attorney in certain counties; Chap. 129, Laws 1915	977
91	1-2	Amended as to state aid for high and graded schools; Chap. 96, Laws 1913.....	2939-2940
91		Repealed; relating to industrial subjects in public schools; Sec. 17, Chap. 239, Laws 1915	
98	1	Amended with relation to adjustment of milling in transit credits; Chap. 17, Laws 1913.	4246
100		Repealed; relates to cash payment of road taxes; Chap. 235, Laws 1913.....	
119		Amended as to bonds of cities over 50,000 for school buildings; Chap. 340, Laws 1911....	
122	1	Amended as to juvenile division of district court; Chap. 191, Laws 1913.....	
123	1	Amended by providing that state land sales may be held in March; Chap. 8, Laws 1913.	5221
125	1	Amended as to compensation of state forestry board; Chap. 159, Laws 1913.....	3783
	13	Amended as to measures for control of fires; Chap. 159, Laws 1913.....	3795
	14	Amended as to duties of railroad companies; Chap. 159, Laws 1913.....	3796
	15	Amended as to power of forester or ranger as to slashings; Chap. 159, Laws 1913.....	3797
	16	Amended as to duty of contractor as to slashings; Chap. 159, Laws 1913.....	3798
	23	Supplemented by requiring county attorney to prosecute; Chap. 159, Laws 1913.....	3805
	25	Supplemented as to disposition of fines; Chap. 159, Laws 1913.....	3807
128		Amended; relating to salary of auditor and treasurer in certain counties; Chap. 338, Laws 1915.	827
145	5	Amended as to assistant county attorney; Chap. 118, Laws 1913.....	1045
	6	Amended as to salary of stenographer for county attorney; Chap. 118, Laws 1913....	1046
	7	Amended as to salary of register of deeds; Chap. 118, Laws 1913.....	1047
	12	Amended as to allowance for help in office of superintendent of schools; Chap. 118, Laws 1913.	1052
	13	Amended as to salaries and expenses in office of judge of probate; Chap. 118, Laws 1913.	1053
	16	Amended as to salary of county treasurer; Chap. 118, Laws 1913.....	1056
148	1	Amended as to compensation of members of school boards; Chap. 445, Laws 1913....	2719
149		Amended relating to appointment and salary of bailiff of juvenile court; Chap. 134, S. L. 1915	7193
172	1	Amended with regard to hours of opening and closing polls in towns and villages; Chap. 23, Laws 1913.....	346-435

G. L. 1911 Chap. 185	Sec. 2		G. S. 1913 Sections
	2	Amended as to procedure to acquire lands for parks and parkways; Chap. 345, Laws 1913.	1567
	2	Amended; relating to assessments for parkways in certain cities; Chap. 86, Laws 1915.	1567
	3	Amended as to filing of reports; Chap. 345, Laws 1913.	1568
		Amended as to title; Chap. 345, Laws 1913..	1568
	5	Amended as to discharge from assessment for parks and parkways; Chap. 345, Laws 1913.	1570
	6	Amended as to assessments for streets and parkways; Chap. 345, Law 1913.....	1571
	10	Amended as to bonds for improvement of parks and parkways; Chap. 345, Laws 1913	1575
	11	Amended as to construction of terms; Chap. 345, Laws 1913.....	1576
		Supplemented by section relating to payment for improvements; Chap. 345, Laws 1913..	1578
201		Amended; relating to purchasing department of certain cities; Chap. 234, Laws 1915.....	
203		Repealed; relates to fire marshall's office; Chap. 564, Laws 1913.....	5160-5161
206		Repealed; relates to hotel inspection; Chap. 569, Laws 1913.....	5113-5124
207	1	Supplemented as to state aid under class A; Chap. 279, Laws 1913.....	2686
	1	Amended as to state aid in certain cases; Chap. 48, Laws 1915.....	2686
		Repealed; relating to consolidated school districts; Sec. 12, Chap. 238, Laws 1915..	2686-2694
	4	Amended as to consolidation with existing school districts; Chap. 428, Laws 1913....	2689
209	2(2)	Repealed; relates to inheritance tax on transfers; Chap. 565, Laws 1913.....	2281, 2291
		Amended as to tax on inheritances; Chap. 574, Laws 1913.....	2288-2290
213		Amended as to acid content of cream and milk; Chap. 336, Laws 1913.....	3644
216	1	Amended; relating to salary of county superintendent in certain counties; Chap. 141, Laws 1915.....	1010
217		Repealed; relates to establishing, altering or vacating town roads; Chap. 235, Laws 1913.	
243	2	Amended as to overhead crossings; Chap. 294, Laws 1913.....	4204
250		Repealed; relates to the collection, indexing, etc., of vital statistics; Chap. 579, Laws 1913.	4649-4665
252		Supplemented by requiring railroads to transport test cars free of charge; Chap. 129, Laws 1913.....	4213-4214
254		"Elwell" road law repealed; Chap. 52, Laws 1915.	2603-2609
255		Amended as to power of county boards to condemn sites for county fairs; Chap. 347, Laws 1913.....	696

INDEX

645

G. L. 1911 Chap.	Sec.		G. S. 1913 Sections
264		Amended as to changing boundaries of school districts; Chap. 435, Laws 1913.....	2677
283		Amended as to compensation of chairman county board; Chap. 456, Laws 1913.....	685
285	10 -	Amended as to valuation of personal property for taxation; Chap. 576, Laws 1913....	2325
288	d-5	Repealed; relate to guarding machinery in factories; Chap. 316, Laws 1913.....	3882-3883
	7	Repealed; relates to penalties for violation of safety laws; Chap. 316, Laws 1913.....	3882-3883
298	3	Amended as to composition of parole board; Chap. 280, Laws 1913.....	9269-9270
302		Supplemented as to appropriations for construction of armories; Chap. 4, Laws 1912.	
	1	Supplemented as to expenses of armory supervisors; Chap. 226, Laws 1913.....	2463
	2	Amended as to appropriations for armories; Chap. 226, Laws 1913.....	2464
	3	Supplemented to allow issue of certificates of indebtedness; Chap. 226, Laws 1913.....	2466
	6	Supplemented as to proceeds of rentals; Chap. 226, Laws 1913.....	2469
313		Repealed; relates to joint freight rates; Chap. 344, Laws 1913.....	4229-4230
325	1	Amended as to amount allowed county auditors for clerk hire; Chap. 108, Laws 1913..	834
334	1	Amended as to salary of probate judges; Chap. 192, Laws 1913.....	7215
335		Repealed; relates to construction and repair of bridges; Chap. 235, Laws 1913.....	
350		Amended as to licensing of fish houses; Chap. 354, Laws 1913.....	4866
356	7	Amended as to taking school census; Chap. 548, Laws 1913.....	2985
359		Repealed; relates to tunnels under public roads; Chap. 235, Laws 1913.....	
361	1	Amended as to designation of official paper; Chap. 353, Laws 1913.....	2722
362		Amended as to bonds for floating debt; Chap. 173, Laws 1913.....	
365		Amended as to lights on vehicles; Chap. 7, Laws 1912.....	2632
366	1	Amended; relating to salary of register of deeds in counties of 20,000; Chap. 119, Laws 1915.....	919
368	14	Supplemented by providing for clerk of juvenile court at Virginia; Chap. 171, Laws 1913.	189
372		Amended as to tax on inheritances where hospital, college, etc., is beneficiary; Chap. 455, Laws 1913.....	2272
374		Amended as to salaries of county commissioners; Chap. 308, Laws 1913.....	684
378		Repealed; relates to streets, roads and bridges in cities of the fourth class; Chap. 285, Laws 1913.....	
381	1	Amended as to membership of state agricultural society; Chap. 194, Laws 1913.....	6492

G. L. 1911			G. S. 1913
Chap.	Sec.		Sections
	6	Amended as to division of state aid for county agricultural societies; Chap. 425, Laws 1913.	6516
384	7	Amended as to contracts for drainage; Chap. 578, Laws 1913.....	5537
	8	Amended as to proceedings for widening and deepening ditch; Chap. 179, Laws 1913....	5552
	13	Amended as to payment of drainage contractors; Chap. 567, Laws 1913.....	5541
	14	Amended as to locating ditches; Chap. 335, Laws 1913.....	5698
386	4	Amended; relating to use of contingent fund of insurance commissioner; Sec. 1, Chap. 208, Laws 1915.....	3243
	6	Amended; giving insurance commissioner power to make appraisal; Sec. 2, Chap. 208, Laws 1915.....	3245
	7	Amended; relating to fees for making appraisal; Sec. 3, Chap. 208, Laws 1915.....	3246
	8	Amended; relating to assistance in making appraisal; Sec. 4, Chap. 208, Laws 1915...	3247
388		Repealed; relates to election of United States senators; Chap. 520, Laws 1913.....	375-383
		Provisions of Chapter 2, G. L. Special Session 1912, relating to second choice votes apply thereto; Chap. 2, Laws 1912.....	375
389		Repealed; relates to tax on gross earnings of railroads; Chap. 10, Laws 1912.....	402

**General Laws of 1912 Altered, Amended and Repealed
by The Session Laws of 1913 and 1915, and
Sections of General Statutes of
1913 as they appear therein.**

G. L. 1912 Chap.	Sec.		G. S. 1913 Sections
2	1	Amended as to date of primary election; Chap. 389, Laws 1913.....	335
	2	Amended as to meaning of political party and officials nominated on non-partisan ballot; Chap. 389, Laws 1913.....	336
	3	Amended as to filing as candidate at primary election; Chap. 389, Laws 1913.....	340
	11	Paragraph repealed; relates to nominees at primary; Chap. 389, Laws 1913.....	
	13	Amended as to vacancies after nomination; Chap. 389, Laws 1913.....	368
	18	Subd. (b) repealed; relates to county com- mittees; Chap. 389, Laws 1913.....	
	4	Repealed; relates to appropriations for armories; Chap. 226, Laws 1913.....	2470
8	1	Amended as to employment of children; Chap. 516, Laws 1913.....	3839
	10	Amended to prevent children being employed in sewing belts; Chap. 120, Laws 1913....	3848

**General Laws of 1913 Altered, Amended and Repealed
by the Session Laws of 1913 and 1915, and
Sections of General Statutes of 1913
as they appear therein.**

G. L. 1913 Chap.	Sec.		G. S. 1913 Sections
3		Repealed; relates to purchase of electric light and water plant; Chap. 89, Laws 1913.	1383-1385
9		Amended; relating to terms of court in 7th District; Chap. 90, Laws 1915.....	153
40	1	Amended as to time of holding court in fourteenth Judicial District; Chap. 43, Laws 1915.	156
51		Supplemented by providing for penalty for violation; Chap. 309, Laws 1915.....	8903
91		Amended as to 56th Senatorial District; Sec. 1, Chap. 11, Laws 1915.....	9
102		Amended as to salary of stenographer; Chap. 155, Laws 1913.....	
107		Repealed; relating to insurance agents; Chap. 195, Laws 1915.....	3601
115		Amended; relating to rate of school tax in certain districts; Chap. 201, Laws 1915....	2921
122	4	Amended as to mutual liability insurance associations; Chap. 65, Laws 1915.....	3442
	10	Amended as to mutual liability insurance associations; Chap. 65, Laws 1915.....	3448
	20	Amended as to mutual liability insurance associations; Chap. 65, Laws 1915.....	3458
188		Supplemented by addition of new section relating to acquiring of additional lands; Chap. 212, Laws 1915.....	9374-9384
204		Amended as to auditor's deputies and salaries; Chap. 321, Laws 1913.....	824
206	7	Amended; relating to shipment of nursery stock; Chap. 244, Laws 1915.....	5181
223		Repealed; relating to insurance agents; Chap. 195, Laws 1915.....	3605
224		Amended; relating to salary of assessor and deputy in counties of 200,000 to 275,000; Chap. 144, Laws 1915.....	1063-1064
228		Repealed; relates to commission merchants; Chap. 432, Laws 1913.....	4604
235	4	Amended; relating to powers of county board; Sec. 1, Chap. 116, Laws 1915.....	2491

INDEX

649

G. L. 1913		G. S. 1913	
Chap.	Sec.		Sections
	6	Amended relating to powers of village councils; Sec. 1½, Chap. 116, Laws 1915.....	2493
	7	Amended; relating to advertising for bids; Chap. 160, Laws 1915.....	2494
	13	Amended; relating to expenses; Sec. 2, Chap. 116, Laws 1915.....	2500
	15	Amended; relating to apportionment of funds; Sec. 3, Chap. 116, Laws 1915.....	2502
	16	Amended; relating to allotment; Sec. 4, Chap. 116, Laws 1915.....	2503
	18	Amended; relating to amount cities and villages receive; Sec. 5, Chap. 116, Laws 1915.....	2505
	20	Amended; relating to assistant engineers; Sec. 5A, Chap. 116, Laws 1915.....	2507
	32	Amended; relating to designation of roads; Sec. 6, Chap. 116, Laws 1915.....	2519
	33	Amended; relating to roads in more than one town; Sec. 7, Chap. 116, Laws 1915.....	2520
	38	Amended; relating to duties of superintendent; Sec. 8, Chap. 116, Laws 1915.....	2525
	41	Amended; relating to dragging roads; Sec. 9, Chap. 116, Laws 1915.....	2528
	42	Amended; relating to overseers; Sec. 10, Chap. 116, Laws 1915.....	2529
	55	Amended; relating to cartways; Sec. 10½, Chap. 116, Laws 1915.....	2542
	59	Amended; relating to drainage; Sec. 11 and 12, Chap. 116, Laws 1915.....	2546
	60	Amended; relating to expense of repairs; Sec. 13, Chap. 116, Laws 1913.....	2547
	73	Amended; relating to trees and hedges; Sec. 14, Chap. 116, Laws 1915.....	2560
	80	Amended; relating to construction of culverts; Sec. 15, Chap. 116, Laws 1915.....	2567
	86	Amended; relating to payments on contracts; Sec. 16, Chap. 116, Laws 1915.....	2573
	89	Amended; relating to damages; Sec. 17, Chap. 116, Laws 1915.....	2576
279		Repealed; relating to consolidated school districts; Sec. 12, Chap. 238, Laws 1915...	2686
307		Amended as to depression of railroad tracks; Chap. 448, Laws 1913.....	4277
	2	Amended not to apply to yards and terminals; Chap. 171, Laws 1915.....	4273
309		Repealed, relating to industrial subjects in public schools; Chap. 239, Laws 1915.. 2820-2821-2823	
313		Repealed; relating to hog cholera serum plant; Chap. 87, Laws 1915.....	4717-4720
314		Amended as to homes for dependent children; Chap. 61, Laws 1915.....	6549
328	1	Amended; relating to catching fish in certain counties; Chap. 157, Laws 1915.....	4892
366	4, 5	Amended; relating to state brand for butter and cheese; Chap. 368, Laws 1915.....	3685-3686
400	Sub. 10	Amended; relating to salary of deputies in public examiner's office; Chap. 176, Laws 1915	294
	1		

G. L. 1913		G. S. 1913	
Chap.	Sec. Sub. 10		Sections
		Amended; relating to salaries in certain offices; Chap. 247, Laws 1915.....	294
401	14	Amended as to fund for maintenance; Chap. 97, Laws 1915.....	
418		Repealed; relating to insurance; Chap. 138, Laws 1915	3258
428		Repealed; relating to consolidated school districts; Sec. 12, Chap. 238, Laws 1915.....	2689
441		Repealed; relating to canning compounds; Chap. 335 Laws 1915.....	3725-3727
449		Amended; relating to election of delegates to national conventions; Chap. 372, Laws 1915	387
458		Amended; relating to election of clerks of court; Chap. 168, Laws 1915.....	809
467		Title amended; Sec. 1, Chap. 209, Laws 1915	8195
467	12	Amended as to notice to terminate agreement; Sec. 2, Chap. 209, Laws 1915.....	8206
	13	Amended schedule of compensation allowed; Sec. 4, Chap. 209, Laws 1915.....	8207
	14	Amended as to who are dependents; Sec. 5, Chap. 209, Laws 1915.....	8208
	17	Amended; relating to waiting period; Sec. 6, Chap. 209, Laws 1915.....	8211
	18	Amended; relating to medical service; Sec. 7, Chap. 209, Laws 1915.....	8212
	21	Supplemented by adding subsection 5 thereto; Sec. 9, Chap. 209, Laws 1915.....	8215
	22	Amended; relating to fees in settlements; Sec. 10, Chap. 209, Laws 1915.....	8216
	23	Amended; relating to alien dependents; Sec. 11, Chap. 209, Laws 1915.....	8217
	24A	Amended; relating to duty of commission in adjusting differences; Sec. 12, Chap. 209, Laws 1915.	8219
	25	Amended; relating to payment of lump sum; Sec. 13, Chap. 209, Laws 1915.....	8220
	30	Amended; relating to procedure; Sec. 14, Chap. 209, Laws 1915.....	8225
	31A	Amended; relating to employer's right to insure; Sec. 15, Chap. 209, Laws 1915.....	8227
	34	Amended; relating to terms used; Sec. 16, Chap. 209, Laws 1915.....	8230
469		Supplemented; relating to payment of bills by cities of 1st class; Chap. 229, Laws 1915	1465
470		Repealed; relating to filing of claims; Chap. 342, Laws 1915.....	7453-7454
514		Repealed; relating to insurance agents; Chap. 195, Laws 1915.....	3297
527		Amended; relating to building for historical society; Chap. 143, Laws 1915.....	
543		Supplemented as to payment of taxes; Chap. 334, Laws 1915.....	
564	23	Amended; relating to taxation of insurance companies for support of fire marshal's office; Chap. 341, Laws 1915.....	5151
569	11	Amended; relating to expenses of deputy hotel inspector; Chap. 165, Laws 1915.....	5123

General Statutes of 1913 Altered, Amended and Repealed by the Session Laws of 1915 and Sections of R. L. 1905 and Session Laws of 1905, 1907, 1909, 1911, 1912 and 1913 as they appear therein.

Sections		
149	Amended as to opening court on Sunday; Chap. 38, Laws 1915.....	R. L. 96
176-177-178	Amended; relating to terms of district court in 11th district; Chap. 93, Laws 1915....	Chap. 126
180-182-184		G. L. 1909
185		
259	Amended; relating to municipal courts; Chap. 75, Laws 1915.....	R. L. 125
291	Amended; relating to office of court commissioner; Sec. 1, Chap. 203, G. S. 1913.....	
305	Amended; relating to special elections; Sec. 1, Chap. 167, Laws 1915.....	R. L. 160
327	Amended as to candidates having same name; Chap. 102, Laws 1915.....	R. L. 173
334	Amended; relating to rotation of names; Sec. 2, Chap. 167, Laws 1915.....	R. L. 180
335	Amended as to day of holding primary election; Chap. 76, Laws 1915.....	R. L. 181
336	Amended; relating to classes of candidates; Sec. 3, Chap. 167, Laws 1915.....	R. L. 182
341	Amended; relating to second choice; Sec. 4, Chap. 167, Laws 1915.....	R. L. 186
342	Amended; relating to rotation of names; Sec. 5, Chap. 167, Laws 1915.....	R. L. 187
345	Amended; relating to ballot boxes; Sec. 5, Chap. 167, Laws 1915.....	R. L. 190
348	Repealed and new section relating to marking primary ballots enacted; Sec. 7, Chap. 167, Laws 1915.....	R. L. 193
351	Amended; relating to canvass of votes; Sec. 8, Chap. 167, Laws 1915.....	R. L. 196
354	Amended; relating to report of canvassing board; Sec. 9, Chap. 167, Laws 1915.....	R. L. 199
355	Amended; relating to report of state canvassing board; Sec. 10, Chap. 167, Laws 1915..	R. L. 200
358	Amended; relating to contests; Sec. 11, Chap. 167, Laws 1915.....	R. L. 203
392	Repealed; relating to expenses of delegates; Sec. 17, Chap. 167, Laws 1915.....	Sec. 9 C. 449 G. L. 1913

Sections		
404	Amended; relating to places for holding elections; Chap. 51, Laws 1915.....	R. L. 224
500	Amended; relating to disposal of ballots; Sec. 12, Chap. 167, S. L. 1915.....	R. L. 311
501	Amended; relating to return of ballots to county auditor; Sec. 13, Chap. 167, Laws 1915.	R. L. 312
514	Amended; relating to tie vote; Sec. 14, Chap. 167, Laws 1915.....	R. L. 321
516	Repealed; relating to legislative vote; Sec. 17, Chap. 167, Laws 1915.....	R. L. 323
517	Repealed; relating to canvass of votes; Sec. 17, Chap. 167, Laws 1915.....	R. L. 324
518	Repealed; relating to correction of errors; Sec. 17, Chap. 167, Laws 1915.....	R. L. 325
520	Amended; relating to tie vote for senators or representatives; Sec. 15, Chap. 167, Laws 1915.	R. L. 327
525	Amended; relating to legislative contests; Chap. 369, Laws 1915.....	R. L. 332
530	Amended; relating to contests; Sec. 16, Chap. 167, Laws 1915.....	R. L. 337
696	Amended; pertaining to powers of county boards; Chap. 219, Laws 1915.....	R. L. 434
717	Amended; relating to county tuberculosis sanatoria; Sec. 1, Chap. 270, Laws 1915..	Sec. 1 C. 500 G. L. 1913
718	Amended; relating to employment of nurses; Sec. 2, Chap. 270, Laws 1915.....	Sec. 2 C. 500 G. L. 1913
719	Amended; relating to membership of commission; Sec. 3, Chap. 270, Laws 1915.....	Sec. 3 C. 500 G. L. 1913
720	Amended; relating to disposition of money; Sec. 4, Chap. 27, Laws 1915.....	Sec. 4 C. 500 G. L. 1913
824	Amended; relating to salary of deputy auditor of certain county; Chap. 133, Laws 1915	Sec. 1 C. 206 G. L. 1905
835	Amended as to clerk hire for county Auditors in certain counties; Chap. 91, Laws 1915..	Chap. 207 G. L. 1907
874-875	Amended; relating to salaries of county treasurer and assistants in counties of 200,000 to 275,000; Chap. 135, Laws 1915.....	Sec. 1, 2 C. 139 G. L. 1907
1053	Amended; relating to salary of judge of probate in counties of from 150,000 to 200,000; Chap. 145, Laws 1915.....	Sec. 13 C. 145 G. L. 1911
1203	Amended as to notice in proceeding to relinquish charter of village or borough; Chap. 17, Laws 1915.....	R. L. 699
2075	Amended; relating to distribution of penalties cost and interest; Chap. 159, Laws 1915	Sec. 1 C. 239 G. L. 1905

Sections		
2150	Amended as to notice on tax certificate; Chap. 77, Laws 1915.....	Sec. 1 C. 271 G. L. 1905
2464	Amended; relating to joint armories; Chap. 118, Laws 1915.....	Sec. 2 C. 302 G. L. 1911
2473-2475	Amended; relating to naval militia; Chap. 353, Laws 1915.....	Sec. 1 C. 34 G. L. 1905
2619	Amended; relating to definitions; Sec. 1, Chap. 33, Laws 1915.....	Sec. 1 C. 365 G. L. 1911
2623	Amended relating to tags; Sec. 2, Chap. 33, Laws 1915.	Sec. 5. C. 365 G. L. 1911
2629	Amended; relating to dealers; Sec. 3, Chap. 33, Laws 1915.....	Sec. 11 C. 365 G. L. 1911
2638	Amended; relating to examiners; Sec. 4, Chap. 33, Laws 1915.....	Sec. 19 C. 365 G. L. 1911
2641	Amended; relating to damaging vehicle; Sec. 5, Chap. 33, Laws 1915.....	Sec. 22 C. 365 G. L. 1911
2642	Amended; relating to disposition of fees; Sec. 6, Chap. 33, Laws 1915.....	Sec. 23 C. 365 G. L. 1911
2704	Relating to setting off land from one district to another; Chap. 113, Laws 1915.....	R. L. 1301
3114	Amended; relating to granting of liquor li- censes; Chap. 147, Laws 1915.....	R. L. 1522
3252	Amended; relating to state insurance on public buildings; Chap. 99, Laws 1915....	Sec. 2 C. 549 G. L. 1913
3307	Amended; relating to assessments by mutual fire insurance companies; Chap. 354, Laws 1915	R. L. 1630
3313	Amended; relating to domestic insurance companies; Chap. 82, Laws 1915.....	R. L. 1635
3383	Amended; relating to mutual insurance com- panies; Chap. 155, Laws 1915.....	Sec. 1 C. 411 G. L. 1909
3431	Amended; relating to deposit of guarantee fund by title insurance companies; Chap. 196, Laws 1915.....	R. L. 1685
3603, 3604, 3606, 3607, 3608, 3613 and 3614	Amended; relating to penalties; Chap. 84, Laws 1915.....	R. L. 1712, 1713, 1715, 1716, 1717, 1722 and 1723
3622	Amended; relating to certificate of inspec- tion; Sec. 1, Chap. 271, Laws 1915.....	Sec. 4 C. 502 G. L. 1909
3625	Amended; relating to inspection of oils; Sec. 2, Chap. 271, Laws 1915.....	Sec. 7 C. 502 G. L. 1909
3626	Amended; relating to inspectors; Sec. 3, Chap. 271, Laws 1915.....	Sec. 8 C. 502 G. L. 1909

Sections		
3628	Amended; relating to inspection in bulk; Sec. 4, Chap. 271, Laws 1915.....	Sec. 10 C. 502 G. L. 1909
3630	Amended; relating to admittance without in- spection; Sec. 5, Chap. 271, Laws 1915....	Sec. 12 C. 502 G. L. 1909
3632	Amended; relating to penalties for violation; Sec. 6, Chap. 271, Laws 1915.....	Sec. 14 C. 502 G. L. 1909
4353	Amended; relating to rates for switching, drayage and feeding stock; Chap. 367, Laws 1915	Sec. 6 C. 90 G. L. 1913
4379	Amended; relating to charges for transporta- tion of live stock, Chap. 254, Laws 1915..	R. L. 2025
4435	Amended relating to terminal warehouses; Chap. 349, Laws 1915.....	R. L. 2047
4598	Amended; relating to bonds of commission merchants; Sec. 1, Chap. 370, Laws 1915..	R. L. 2114
4599	Amended; relating to licenses of commission merchants, Sec. 2, Chap. 370, Laws 1915..	R. L. 2115
4600	Amended; relating to statements; Sec. 3, Chap. 370, Laws 1915.....	R. L. 2116
4601	Amended; relating to statements; Sec. 4, Chap. 370, Laws 1915.....	R. L. 2117
4602	Amended; relating to record; Sec. 5, Chap. 370, Laws 1915.....	R. L. 2118
4603	Amended; relating to action on bond; Sec. 6, Chap. 370, Laws 1915.....	R. L. 2119
4604	Amended; relating to penalties; Sec. 7, Chap. 370, Laws 1915.....	R. L. 2120
4620	Amended; relating to fees for inspection of weights and measures; Chap. 281, Laws 1915	Sec. 11 C. 156 G. L. 1911
4696	Amended to include foot and mouth disease; Chap. 114, Laws 1915.....	Sec. 1 C. 115 G. L. 1905
4782	Amended; relating to taking of game birds; Chap. 181, Laws 1915.....	Chap. 212 G. L. 1913
4789	Amended; relating to closed season for birds; Chap. 237, Laws 1915.....	Sec. 32 C. 344 G. L. 1905
4791	Amended; relating to hunters licenses; Sec. 1, Chap. 287, Laws 1915.....	C. 373 G. L. 1911
4792	Amended; relating to hunters licenses; Sec. 2, Chap. 287, Laws 1915.....	C. 373 G. L. 1911
4795	Amended relating to permits to retain game; Chap. 351, Laws 1915.....	Sec. 37 C. 344 G. L. 1905
4808	Amended; relating to number of fish to be taken; Chap. 352, Laws 1915.....	Sec. 41 C. 344 G. L. 1905
4941	Amended as to number of legislative manu- als; Chap. 72, Laws 1915.....	R. L. 2275

Sections		
5046	Amended to make violation a misdemeanor; Chap. 62, Laws 1915.....	R. L. 2340
5108	Supplemented; relating to protection against fires; Chap. 292, Laws 1915.....	R. L. 2368
5203	Amended; relating to bounties of gophers, etc.; Chap. 357, Laws 1915.....	R. L. 2403
5210	Amended; relating to terms of interest pay- ments on school and other state lands; Chap. 13, Laws 1915.....	R. L. 2410
5481	Amended; relating to powers of drainage commissison; Chap. 273, Laws 1915.....	Sec. 2 C. 470 G. L. 1907
5523	Amended; relating to drainage; Sec. 1, Chap. 300, Laws 1915.....	Sec. 1 C. 230 G. L. 1905
5536	Amended; relating to drainage; Sec. 1, Chap. 300, Laws 1915.....	Sec. 14 C. 230 G. L. 1905
5541	Supplemented as to payment of interest on county warrants; Chap. 246, Laws 1915..	Sec. 17 C. 230 G. L. 1905
5541, 5542, 5548, 5552	Amended; relating to drainage; Secs. 3, 4, 5 and 6, Chap. 300, Laws 1915.....	Secs. 17, 18, 22 and 30 C. 230 G. L. 1905
5747	Amended to permit certain persons to take acknowledgments in certain cases; Chap. 20, Laws 1915.....	Sec. 1. C. 406 G. L. 1907
5781	Amended; relating to fees of court commis- sioners; Sec. 2, Chap. 203, Laws 1915.....	R. L. 2715
5812	Relating to amount of dividends of certain loan companies; Chap. 117, Laws 1915....	Sec. 2 C. 439 G. L. 1913
6288	Amended; relating to descent of title to cemetery lot; Sec. 1, Chap. 233, Laws 1915	R. L. 2948
6289	Amended; relating to right of disposal of cemetery lot; Sec. 2, Chap. 233, Laws 1915.	R. L. 2949
6361	Amended; relating to reserve requirements in state banks; Chap. 362, Laws 1915.....	R. L. 2996
6428	Amended as to capital, etc. of building and loan association; Chap. 69, Laws 1915....	R. L. 3051
6437	Amended; relating to amount of securities to be deposited; Sec. 1, Chap. 170, Laws 1915	R. L. 3060
6440	Amended; relating to time stock may be retired; Sec. 2, Chap. 170, Laws 1915.....	R. L. 3063
6516	Amended; relating to state aid for agri- cultural societies; Chap. 243, Laws 1915..	R. L. 3098
6517	Amended; relating to leasing of lands owned by counties; Chap. 346, Laws 1915.....	R. L. 3099
6522	Amended; relating to religious corporations; Chap. 185, Laws 1915.....	R. L. 3102
6871	Amended; relating to registration of titles; Chap. 242, Laws 1915.....	R. L. 3373

Sections		
7215	Amended; relating to salary of judge of probate in certain counties; Chap. 136, Laws 1915	Sec. 1 C. 334 G. L. 1911
7243	Amended; relating to descent of personal estate; Chap. 350, Laws 1915.....	R. L. 3653
7243	Amended; relating to probate courts and authorizing the court to grant allowance to family of testate decedent; Chap. 331, Law 1915	R. L. 3653
7312	Amended to include guardian; Chap. 40, Laws 1915.	R. L. 3719
7358	Amended; relating to sale of real estate of ward; Chap. 258, Laws 1915.....	R. L. 3763
7376	Supplemented, relating to conveyance of real estate by guardian; Chap. 223, Laws 1915..	R. L. 3777
7446	Relating to collection of debts by guardians; Chap. 110, Laws 1915.....	R. L. 3838
7451	Amended; relating to aid for children of insane; Chap. 245, Laws 1915.....	Sec. 3 C. 340 G. L. 1913
8081	Amended; relating to notice to terminate contract for sale; Chap. 200, Laws 1915....	R. L. 4442
8202	Amended—not applicable to steam railroads; Chap. 193, Laws 1915.....	Sec. 8 C. 467 G. L. 1913
8300	Amended; relating to service in habeas corpus proceeding; Chap. 227, Laws 1915..	R. L. 4599
8666	Amended; relating to abandonment of wife and family; Chap. 336, Laws 1915.....	R. L. 4933
9100	Amended as to persons exempt from jury duty; Chap. 15, Laws 1915.....	R. L. 5263
9304	Amended; relating to contraband articles in state prison; Chap. 241, Laws 1915.....	Sec. 1 C. 196 G. L. 1913
9381	Amended and supplemented; relating to establishment of work farms; Chap. 212, Laws 1915	Sec. 8 C. 188 G. L. 1913

**Session Laws of 1915 Altered, Amended and
Repealed by the Session Laws of 1915.**

Chap.	Sec.	
2		Repealed; relating to bonds in cities of from 20,000 to 50,000; Chap. 14, Laws 1915 .
29		Amended to correct error; Chap. 37, Laws 1915.
30		Amended; relating to appropriation for furniture; Chap. 60, Laws 1915.
166	1, 2	Amended; relating to election of park commissioners; Chap. 277, Laws 1915.

**General Laws Prior to General Laws of 1905 Altered,
Amended and Repealed by Session Laws of 1907,
1909, 1911, 1913 and 1915, and Sections of
General Statutes of 1913, as they
appear therein.**

Year	Chap.	Sec.		G. S. 1913 Sections
1870	31	2	Supplemented so that mayor may vote in case of a tie; Chap. 81, Laws 1913.....	
1875	83		Renewal of incorporation under; Chap. 3, Laws 1909.....	3410-3412
1879	311		Special, repealed; relates to compensation of county officers in Houston county; Chap. 76, Laws 1911.....	
1883	73		Villages organized under legalized; Chap. 119, Laws 1907.....	1213
	115	1	Repealed; relates to purchase of Webster's Dictionary; Chap. 42, Laws 1913.....	6619
1885	119	2-4	Amended as to municipal court of Mankato; Chap. 223, Laws 1909..	
1887	148	3	Amended; relating to who may be admitted to soldiers home; Chap. 259, Laws 1915.....	3954
1889	322		Refundment of excess taxes paid under; Chap. 338, Laws 1911....	2164
1891	25		Effect of certificates under; Chap. 53, Laws 1907.....	6867
1893	31	7	Application of to registration of veterinary surgeons; Chap. 419, Laws 1907	5063-5067
1895	8	114	Amended as to canvass of votes at city elections; Chap. 274, Laws 1907.	
	8	126	Amended as to bonds of cities for water and light; Chap. 235, Laws 1907	
	8		Bonds issued under legalized; Chap. 20, Laws 1911.....	
	8	78	Amended as to audit of claims and issue of warrants; Chap. 174, Laws 1913	
	8	90	Amended as to certificates of indebtedness for local improvements; Chap. 184, Laws 1913....	

INDEX

659

G. S. 1913
Sections

Year	Chap.	Sec.		
	8	90	Amended as to revolving fund for improvements in cities; Chap. 49, Laws 1911.....	
	8	126	Amended as to finances and bonds of cities; Chap. 362, Laws 1911..	
	8	126	Amended as to bonds for floating debt; Chap. 173, Laws 1913.....	
	8	149	Amended as to contingent funds of mayors; Chap. 364, Laws 1911....	
	8	256	Amended as to contracts of cities for local improvements; Chap. 92, Laws 1911.....	
1895	165		Repealed as to forfeiture of rights of Hastings and Dakota Ry. Co.; Chap. 140, Laws 1907.....	
	175	85	Amended as to securities of underwriters; Chap. 534, Laws 1913....	3327-3328
	229		Amended as to trials by special judges; Chap. 127, Laws 1911....	
	229	7	Amended as to place of holding municipal court in cities of less than 5,000; Chap. 379, Laws 1909.....	
	233	4	Amended as to organization of sprinkling districts; Chap. 281, Laws 1913	
	233	6	Amended as to advertising contracts for street sprinkling; Chap. 281, Laws 1913.....	
	256	8	Amended as to contracts of cities for local improvements; Chap. 98, Laws 1909.....	
	287	1, 3	Repealed as to expenditure of county road and bridge fund; Chap. 361, Laws 1907.....	
	302		Road proceedings under legalized; Chap. 18, Laws 1909.....	
1897	52		Separation of townships from cities and villages under; Chap. 294, Laws 1907	1192
	262		Foreclosure without power of attorney legalized; Chap. 437, Laws 1907	8122
	289		Care of deformed and neglected children under; Chap. 81, Sec. 5, Laws 1907.....	
1899	15		Supplemented, official acts of school boards legalized; Chap. 238, Laws 1909	2726-2728
	15		Supplemented, official acts of school boards legalized; Chap. 240, Laws 1909	2730
	47		Repealed as to salaries of probate judges in counties of more than 28,000; Chap. 32, Laws 1907.....	
	69		Contracts under legalized; Chap. 427, Laws 1907.....	6209
	70		Contracts under legalized; Chap. 427, Laws 1907	6210

			G. S. 1913 Sections	
Year	Chap.	Sec.		
	143		Modified as to municipal court of Stillwater; Chap. 66, Laws 1907..	
	271		Amended as to trials by special judges; Chap. 127, Laws 1911....	
1901	112	1	Amended as to compensation of county treasurers; Chap. 73, Laws 1909.	878
	178		Repealed; regulation of life insurance companies on stipulated premium plan; Chap. 474, Laws 1907.	
	256		As to road taxes repealed; Chap. 50, Laws 1909.....	
	258		Proceedings under legalized; Chap. 72, Laws 1907.....	5688-5689
	309		Appropriations for bridges under confirmed; Chap. 69, Laws 1907..	
	309	68	Amended as to appropriations for roads and bridges in Stearns county; Chap. 88, Laws 1911.....	976-977
	379	1	Amended with respect to fixtures, etc., for lighting streets; Chap. 49, Laws 1913.....	
	379	1	Amended to permit sprinkling streets with oil; Chap. 7, Laws 1913.....	
1901	379	7	Supplemented with respect to contracts for street sprinkling; Chap. 7, Laws 1913.....	
	379		Supplemented by section defining sprinkling; Chap. 7, Laws 1913..	
1902	79		Appropriations for bridges under confirmed; Chap. 69, Laws 1907..	
1903	38		Supplemented, official acts of school boards legalized; Chaps. 238 and 240, Laws 1909.....	2726-2728, 2730
	74	2	Repealed, improvement of navigable lakes in counties of 275,000; Chap. 356, Laws 1909.....	747
	109		As to road taxes repealed; Chap. 50, Laws 1909.....	
	136	1, 2	Amended as to monument at Vicksburg; Chap. 251, Laws 1907.....	
	159		Amended as to pensions of retired and disabled police matrons; Chap. 188, Laws 1911.....	1453-1454
	159	2	Amended as to age of pensioned policeman; Chap. 290, Laws 1913.	3179
	159	4	Amended as to pensions for policemen; Chap. 67, Laws 1911.....	
	159	6	Amended as to assessment for police pensions; Chap. 290, Laws 1913.	
	165		Amended as to boards of municipal works in cities of 20,000 to 50,000; Chap. 131, Laws 1909.....	3040-3042
	165		Amended as to boards of municipal works in cities of 20,000 to 50,000; Chap. 236, Laws 1911.....	

INDEX

661

G. S. 1913
Sections

Year	Chap.	Sec.		
	210	1	Amended, additional salaries to county auditors in counties of 27,000; Chap. 338, Laws 1909.....	
	210	1	Amended as to salaries of county auditors; Chap. 72, Laws 1909....	832
	247	1	Amended as to compensation of auditor Hennepin county as secretary municipal building commission; Chap. 556, Laws 1913.....	
	253		Refers to gross earnings tax of railroads; superseded by Chap. 9, Laws 1912.....	2226-2230
	289	5, 6	Amended as to organization of school districts in cities of 10,000 or less; Chap. 50, Laws 1907.....	
	290	71	Amended as to bridge in town of Avon; Chap. 120, Laws 1907.....	
	290	13	Amended as to appropriations for bridges over Kettle and St. Louis rivers; Chap. 324, Laws 1907.....	
	290		Amended as to bridge at New Paynesville, Stearns county; Chap. 40, Laws 1909.....	
	290	40	Amended as to appropriations for bridges in Lac qui Parle county; Chap. 141, Laws 1909.....	
	312		Amended as to sewers in cities of 10,000 or less; Chap. 141, Laws 1907.....	
	312	9	Amended as to sewer systems in cities of 10,000 or less; Chap. 364, Laws 1909.....	
	312		Amended as to sewer in cities and villages of 10,000 or less; Chap. 385, Laws 1909.....	
1903	312	9	Amended as to assessments for sewers; Chap. 396, Laws 1913.....	
			Amended so as to include boroughs; Chap. 35, Laws 1915.....	
	352		Amended as to control of contagious diseases; Chap. 253, Laws 1909	
	352	13	Amended as to appraisal of condemned animals; Chap. 148, Laws 1913	4696
	372		Amended as to distribution of digests of supreme court decisions; Chap. 215, Laws 1909.....	

**Special Laws Altered, Amended and Repealed by the
Session Laws of 1907, 1909, 1911, 1913 and 1915.**

Year	Chap.	Sec.	
1872	209		Repealed as to salaries of county auditor and treasurer in Dodge county; Chap. 25, Laws 1909.
1875	82		Repealed as to election and terms of office of county board of Carver county; Chap. 38, Laws 1907.
1878	156		Modified with respect to taxation in special school districts; Chap. 115, Laws 1913.
	156		Repealed; relating to tax levy for school purposes; Chap. 201, Laws 1915.
1876	200		Modified as to municipal court of Stillwater; Chap. 66, Laws 1907.
1879	305		Repealed; Chap. 121, Laws 1907.
	307		Repealed as to fees of county officers in Goodhue county; Chap. 65, Laws 1907.
	342		Repealed as to time of sessions of county board of Houston county; Chap. 10, Laws 1907.
1881	92		Modified as to municipal court of Stillwater; Chap. 61, Laws 1907.
	107		Repealed as to fees of county officers of Goodhue county; Chap. 65, Laws 1907.
	386		Repealed; relates to salary of county surveyor in Goodhue county; Chap. 34, Laws 1913.
1885	72		Modified as to municipal court of Stillwater; Chap. 66, Laws 1907.
	73		Modified as to municipal court of Stillwater; Chap. 66, Laws 1907.
	75		Repealed as to fees of county officers of Goodhue county; Chap. 65, Laws 1907.
	83		Repealed as to salary of county attorney in Goodhue county; Chap. 69, Laws 1909.
	118		Modified as to municipal court of Stillwater; Chap. 66, Laws 1907.
	198		Repealed as to clerk hire of county auditor of Dodge county; Chap. 127, Laws 1907.
	246		Repealed; related to salaries of county auditors and treasurers; Chap. 215, Laws 1911.
	250		Repealed as to pay of county board in Dakota county; Chap. 79, Laws 1909.
1887	6		Modified as to municipal court of Stillwater; Chap. 66, Laws 1907.
	112		Amendment of by Chap. 370, Special Laws of 1891 repealed; Chap. 186, Laws 1907.

Year	Chap.	Sec.	
	363		Repealed; related to salaries of officers of Ramsey county; Chap. 147, Laws 1911.
1889	34	4, 18	Amended as to municipal court of Minneapolis; Chap. 465, Laws 1907.
	34	4-20	Amended as to municipal court of Minneapolis; Chap. 20, Laws 1909.
	34	18	Amended as to municipal court of Minneapolis; Chap. 126, Laws 1911.
	34	9, 13	Amended; relating to municipal court in Minneapolis; Sec. 1 and 2, Chap. 299, Laws 1915.
	351	47	Amended as to clerk of municipal court of St. Paul; Chap. 302, Laws 1907.
	351	47	Amended as to clerks and reporters and their salaries; Chap. 430, Laws 1913.
	357		Repealed; relates to salaries of treasurer and auditor Blue Earth county; Chap. 106, Laws 1913.
	373		Repealed as to compensation of county auditor of Wright county; Chap. 30, Laws 1907.
	381		Repealed as to salary of probate judge of Wright county; Chap. 106, Laws 1907.
	406		Repealed as to compensation of county board of Washington county; Chap. 418, Laws 1907.
	428		Repealed as to court reporters; Chap. 186, Laws 1907.
	432		Repealed as to salary of clerk of court of Wright county; Chap. 107, Laws 1907.
	443		Repealed as to distribution of liquor licenses; Chap. 450, Laws 1909.
1889	452		Repealed; relates to compensation of register of deeds of Wright county; Chap. 257, Laws 1915.
	510		Modified with respect to taxation in special school districts; Chap. 115, Laws 1913.
	510		Repealed; relating to tax levy for school purposes; Chap. 201, Laws 1915.
1891	53	4, 41	Amended as to election and salary of special and assistant municipal judge of Duluth; Chap. 102, Laws 1913.
	53	4, 51	Amended as to municipal court of Duluth; Chap. 239, Laws 1907.
	53	51	Amended as to municipal court of Duluth; Chap. 373, Laws 1909.
	53	51	Amended as to salary of stenographer in Duluth municipal court; Chap. 155, Laws 1913.
1891	59	2, 5, 7, 9 10, 14, 15 17, 19, 21 22, 23	Amended; relating to municipal court in Ely; Chap. 66, Laws 1915.
	142	3	Repealed as to court reporters; Chap. 225, Laws 1909.
	370		Repealed as to reporters in district court; Chap. 186, Laws 1907.
	445		Repealed as to compensation of county officers of St. Louis county; Chap. 195, Laws 1907.
	457		Repealed as to salary of probate court of Stearns county; Chap. 184, Laws 1907.

Year	Chap.	Sec.	
	483		Repealed as to salary of clerk of court of Wright county; Chap. 107, Laws 1907.
	484		Repealed; relating to compensation of register of deeds of Wright county; Chap. 257, Laws 1915.
	485		Repealed as to compensation of county auditor of Wright county; Chap. 30, Laws 1907.
1903	412		Amended as to municipal court of Minneapolis; Chap. 465; Laws 1907.

GENERAL INDEX

A

ABANDONMENT—

	Chap.	Sec.	Page
Of wife and family felony in certain cases; amending Sec. 8666, G. L. 1913.....	336	1	468

ABSTRACT CLERK—

Elected in certain counties.....	215	1-3	317
----------------------------------	-----	-----	-----

ABSTRACTS OF TITLE—

To be received as evidence.....	283	1	401
---------------------------------	-----	---	-----

ACKNOWLEDGMENTS—

Sec. 5747 G. S. 1913; amended to allow officers of corporations to take in certain cases.....	20	1	21
--	----	---	----

ACTION—

To be commenced within one year in certain cases	222	1-3	322
--	-----	-----	-----

ADVERTISING—

Misrepresentation in advertising a misdemeanor; amending Chap. 51, G. L. 1915.....	309	1	447
---	-----	---	-----

AGRICULTURAL SOCIETIES—

County board given right to appropriate \$1,000 an- nually for county fairs; amending Sec. 696, G. S. 1913	219	1	320
Entitled to state aid; amending Sec. 6516, G. S. 1913	243	1	345
May be reimbursed by counties for purchase of land in certain counties.....	140	1	198
May lease land from county; amended, Sec. 6517, G. S. 1913.....	346	1	474

ALLOWANCE—

May be made by probate court to family of testate decendent; Amending Sub. 3, Sec. 7243 G. S. 1913	331	1	463
---	-----	---	-----

AMENDMENTS—

To 1913 G. S. validated.....	59	1	79
------------------------------	----	---	----

ANNEXATION—

Of villages to cities in certain cases.....	32	1-11	38
---	----	------	----

APPEALS—

To supreme court fees in.....	177	1	240
-------------------------------	-----	---	-----

APPROPRIATIONS—

FOR STATE OFFICERS AND DEPARTMENTS.

	Chap.	Sec.	Page
Executive department.....	374	2	510
Judicial department	374	3	510
Attorney general's office.....	374	4	510
State auditor's office.....	374	5	510
State treasurer's office	374	6	511
Secretary of state's office.....	374	7	511
State tax commission.....	374	8	511
Insurance commissioner	374	9	511
Railroad and Warehouse Commission.....	374	10	511
Dairy and food commissioner.....	374	11	512
Bureau of labor.....	374	12	512
State board of control.....	374	13	512
Department of education.....	374	14	512
State library	374	15	512
Library commission	374	16	512
State banking department	374	17	512
Public examiner	374	18	512
State board of health.....	374	19	512
Advisory commission of sanitorium for consump- tives	374	20	513
Printing commission	374	21	513
Department of oil inspection.....	374	22	513
Bureau of immigration	374	23	513
State forestry board	374	24	513
Game and fish commission.....	374	25	513
Game and fish for gathering pike spawn.....	22	1	23
Game and fish (emergency).....	26	1	35
Live stock sanitary board.....	374	26	514
Drainage commission	374	27	514
Drainage commission (emergency).....	19	1	21
Adjutant general	374	28	514
Soldiers' home	374	29	515
State highway commission	374	30	515
Hotel inspection	374	31	515
Inspector of apiaries.....	374	32	515
State entomologist	374	33	516
Miscellaneous boards and commissions.....	374	35	516
New capitol	374	36	516
Old capitol	374	37	516
State Parks	374	38	516
Itasca state park	374	38(1)	516
Burntside state park.....	374	38(2)	516
Interstate park—Dalles of the St. Croix.....	374	38(3)	516
Minneopa state park.....	374	38(4)	516
Traverse des Sioux treaty site park.....	374	38(5)	516
Alexander Ramsey state park.....	374	38(6)	516
Fort Ridgley state park.....	374	38(7)	516
Camp Release state park.....	374	38(8)	517
Horace Austin state park.....	374	38(9)	517
Jay Cooke state park.....	374	38(10)	517

MISCELLANEOUS SOCIETIES AND ASSOCIATIONS.

Sibley house association.....	374	39(1)	518
Minnesota department G. A. R.....	374	39(2)	518
Ladies of the G. A. R.....	374	39(3)	518

APPROPRIATIONS—Continued.

	Chap.	Sec.	Page
Minnesota state historical society.....	374	39(4)	518
State agricultural society.....	374	39(5)	518
County and district agricultural societies.....	374	39(7)	518
Poultry associations	374	39(8)	518
Minnesota live stock breeders association.....	374	39(9)	519
State Dairymen's Association.....	374	39(10)	519
State horticultural society	374	39(11)	519

MISCELLANEOUS FUNDS.

Farmers' institutes	374	40(1)	519
County agricultural agents	374	40(2)	519
Horse thief bounties.....	374	40(3)	519
Wolf bounties	374	40(4)	519
Drainage assessments	374	40(6)	519
State insurance	374	40(8)	519
Inheritance tax payments.....	374	40(10)	520
Vessel tonnage tax	374	40(12)	520
County treasurers' fees for public land collections	374	40(14)	520
And for fire departments.....	374	40(15)	520
Fees U. S. land office.....	374	40(16)	520
Burial of soldiers and sailors.....	374	40(17)	520
Sheriffs' mileage and per diem.....	374	40(18)	520
Publishing laws 1915.....	374	40(19)	520
Salaries of members of legislature.....	374	40(20)	520
Purchase of Minnesota reports.....	374	40(21)	520

MISCELLANEOUS REFUNDMENTS.

Hospital tax on liquor licenses.....	374	41(1)	520
Excess tax on various corporations.....	374	41(2)	520
Corporation fees of churches, etc.....	374	41(3)	521
Reassessment expenses	374	41(4)	521
Hunters' licenses, Clay county	374	41(5)	522
Inheritance tax, Emma Remmetter.....	374	41(6)	522
Inheritance tax, Sir R. R. Gipps.....	374	41(7)	522
Inheritance tax, Mary A. Crary.....	374	41(8)	522

MISCELLANEOUS APPROPRIATIONS.

Snelling-Como ave. West, sewer.....	374	42(1)	522
Lake Superior and Mississippi canal commission.	374	42(3)	523
Chisago county agricultural society.....	374	42(4)	523
Monuments to soldiers.....	374	42(5)	523
Removal of Hinckley fire victims.....	374	42(6)	524
Monument for Johann Schwandt.....	374	42(7)	524
Governor, auditor and treasurer to borrow funds.	374	43	524

EDUCATIONAL INSTITUTIONS.

State university	375	2	525
Department of agriculture—University farm...	375	3	526
Crookston agricultural school.....	375	4	527
Grand Rapids experiment station.....	375	5	527
Morris agricultural school.....	375	6	527
Duluth demonstration farm.....	375	7	527
Waseca demonstration farm.....	375	8	527
Zumbra fruit breeding farms.....	375	9	528

APPROPRIATIONS—Continued.

STATE NORMAL SCHOOLS—

	Chap.	Sec.	Page
Winona	375	11(a)	528
Mankato	375	11(b)	528
Moorhead	375	11(c)	528
St. Cloud	375	11(d)	528
Duluth	375	11(e)	529
Bemidji	375	11(f)	529
High, graded and semi-graded schools	375	12	529
Public school libraries	375	13	529

STATE CHARITABLE AND CORRECTIONAL INSTITUTIONS.

Anoka state asylum	376	2	530
Hastings state asylum	376	3	530
Fergus Falls state hospital	376	4	531
Rochester state hospital	376	5	532
St. Peter state hospital	376	6	532
School for the blind	376	7	533
School for the deaf	376	8	533
School for the feeble minded	376	9	534
State public school	376	10	535
State training school	376	11	536
State reformatory	376	12	536
State prison	376	13	537
State sanatorium for consumptives	376	14	537
Hospital for crippled children	376	15	538
Home school for girls	376	16	538
Hospital for inebriates, Willmar	376	17	539
Miscellaneous purposes	376	18	539

RELIEF AND REIMBURSEMENT OF INDIVIDUALS.

Thos. R. Foley, timber refund	377	2	542
John Heikkila, timber refund	377	3	542
A. B. Carrick, state land	377	4	542
John Schmitt, state land	377	5	543
Lawrence Sundberg injuries	377	6	543
John Rockvam, horses	377	7	543
Jackson Straine, horses	377	8	543
Richard Price, veterinary services	377	9	543
T. M. Kennedy, horse	377	10	543
Carl F. Swanson, injuries	377	11	543
Mrs. N. Polson, death of husband	377	12	543
Anna Olson, injuries	377	13	543
John Hollander, injuries	377	14	543
John Kinsella, injuries	377	15	543
Prof. Stephen Anthony, injuries	377	16	543
D. E. Shore, injuries	377	17	544
Estate of Hilda Bolin, death	377	18	544
A. D. Fletcher, loss of clothing	377	19	544
J. T. Mider, filing fee	377	20	544
City of Lake City, bridge approaches	377	21	544
J. R. Dickinson, injuries	377	22	544
L. J. Driscoll, injuries	377	23	544
G. K. Johnson, injuries	377	24	544
L. C. Johnson, injuries	377	25	544
Leonard Lenzen, injuries	377	26	544
Leonard Lenzen Jr., injuries	377	27	544

APPROPRIATIONS—Continued.

	Chap.	Sec.	Page
L. L. Craven, medical services.....	377	28	545
J. M. Garner, improvements on state land.....	377	29	545
Robert Armstrong, injuries.....	377	36	546
Lycurgus Hogue, injuries.....	377	37	546
Kate Finkle, injuries.....	377	38	546
Marjory N. Jones, loss of time.....	377	48	547

FOR MISCELLANEOUS PURPOSES.

Legislative expense, session 1915.....	1	1	5
For publishing constitutional amendment 1914..	8	1	14
\$30,000 appropriated for state reformatory for women	324	9	459
For enlarging hog cholera plant and manufacture of serum	87	1-7	116
For furniture in house chamber; see Chap. 60, S. L. 1905	30	1, 2	37
Amending Chap. 30, S. L. 1915.....	60	1	79
Expense public utilities investigation.....	377	30	545
Roseau river ditch.....	377	31	545
Otto Meitge, balance on contracts.....	377	32	546
John Bouska, improvements on state land.....	377	33	545
A. L. Reynolds, live stock.....	377	34	545
Wm. Burns, corporation fee.....	377	35	545
Nordick state ditch.....	377	39	546
Sand Hill river state ditch.....	377	40	546
C. W. Somerby, legal services.....	377	41	546
Wing river ditch.....	377	42	546
Elizabeth C. Cook, stenographic services.....	377	43	546
John I. Levin, stenographic services.....	377	44	546
John I. Levin, stenographic services.....	377	45	546
St. Lucas Deaconess Hospital, care of E. Waughop	377	46	546
Libby McNeill and Libby, filing fee.....	377	47	547
Mustinka ditch	377	49	547
Efficiency and economy committee.....	377	50	547
\$2,000 for refundment of fines on railroads.....	317	3	453

REFERRING TO APPROPRIATIONS.

Governor, auditor and treasurer to borrow money to meet	374	43	524
---	-----	----	-----

ARMORIES—

Established, joint may be used by new organizations; amending Sec. 2464, G. S. 1913.....	118	1	162
--	-----	---	-----

ASSESSMENTS—

For parkways in certain cities.....	86	1	114
-------------------------------------	----	---	-----

AUDITORS—

Salaries in counties having more than seventy and less than eighty congressional townships.....	24	1-3	34
Salaries in counties of 2,500 square miles; amending Chap. 128, Laws 1911.....	338	1	469

AUTOMOBILES—(See motor vehicles.)

B

BALLOTS—

	Chap.	Sec.	Page
To give addresses of candidates in some cases; amending Sec. 327, G. S. 1913.....	102	1	136

BANKS—

Bank examiners and employes of banking department not to hold stock in any.....	164	1	221
---	-----	---	-----

BILLS—

Prompt payment of by board of education in cities of 1st class	149	1-3	206
Prompt payment by park board in cities of first class; amending Chap. 469, G. L. 1913.....	229	1	327

BIRDS—(See game and fish.)

BLUE BOOK—(See Legislative Manual.)

BOARD OF CONTROL—

Of Ramsey county, payment of bills, etc., by....	4	1-4	7
Salaries of Ramsey county.....	80	1	109

BOARD OF EDUCATION—

Of cities over 50,000 to authorized to pay bills..	149	1-3	206
--	-----	-----	-----

BOARD OF PARK COMMISSIONERS—

In cities of 1st class, election of.....	166	1-5	222
--	-----	-----	-----

BONDS—

Authorized for construction of drainage ditches..	274	1	389
Authorized in cities of from 10,000 to 20,000 for improvements	588	1-9	76
\$310,000 local improvement authorized in certain cities of first class.....	206	1-3	281
\$85,000 bridge bonds authorized in certain cities of first class	207	1-3	282
\$250,000 sewer authorized in certain cities of first class	214	1-3	315
\$350,000 for water works system in certain cities of first class	220	1-3	320
\$25,000 for parks in certain cities of first class...	232	1-4	329
\$18,000 authorized for incineration plant in certain cities of first class.....	289	1-3	410
\$100,000 authorized to cover creeks in certain cities of first class.....	340	1-4	470
\$100,000 authorized for hospitals in certain cities of first class	205	1	280
\$675,000 school authorized in certain cities of first class	266	1-4	369
Certain cities of first class may sell at private sale	204	1	279
Certain cities permitted to issue bonds in excess of charter limitations	53	1-4	73
Certain counties authorized to issue to pay interest on drainage bonds.....	179	1-5	244
Certain village hall bonds legalized.....	7	1, 2	13

BONDS—Continued.

	Chap.	Sec.	Page
Certain villages to issue to refund floating indebtedness; amending Sec. 1, Chap. 123, G. L. 1905	169	1	234
County boards may issue to take up floating indebtedness	103	1	137
Of commission merchants; amending Secs. 4598 to 4604, G. S. 1913.....	370	1-7	503
Purchased by state board of investment legalized issuance of certain refunding road and bridge legalized	290	1-2	411
Issue of \$15,000 authorized for home for girls and boys in cities of from \$200,000 to 300,000 inhabitants	256	1	355
Issue of \$125,000 authorized for reconstructing bridges in cities of from 20,000 to 50,000 inhabitants	3	1-2	6
Issued by independent school districts legalized	2	1-3	5
Issue of \$125,000 authorized for reconstructing and repairing bridges in cities from 20,000 to 50,000 inhabitants	339	1	470
In cities of from 20,000 to 50,000 park commissioners may issue \$35,000 for improvements...	14	1-8	17
Use of unexpended portion of proceeds of sale under; Chap. 274, Laws of 1913 authorized....	5	1-7	9
	12	1-2	15

BOROUGHES—

Annexation of territory to.....	240	1-2	343
Relating to re-incorporation of.....	17	1	52
Chap. 312, G. L. 1903 amended to include.....	35	1-29	45

BOUNTIES—

How paid; amending Sec. 5203, G. S. 1913.....	357	1	487
---	-----	---	-----

BOXING BILL—(See state athletic commission.)

BRAND—

For butter and cheese; amending Secs. 4 and 5, Chap. 366, G. L. 1913.....	368	1-2	501
---	-----	-----	-----

BRIDGES—

County boards may build over Mississippi.....	94	1	125
County boards to construct over drainage ditches in certain cases	100	1	132
May be built over drainage ditches and expense assessed as part cost of ditches.....	42	1-5	60
State highway commission empowered to aid in building in certain cases.....	21	1-4	22
Township to pay for over drainage ditches.....	252	1	353

BUDGET—

To be prepared biennially.....	356	1-9	485
--------------------------------	-----	-----	-----

BUILDINGS—

For historical society; amending Chap. 527, G. L. 1913	143	1-5	201
--	-----	-----	-----

	Chap.	Sec.	Page
BUILDING AND LOAN ASSOCIATIONS—			
Amount of stock to be deposited; amending Secs. 6437 and 6440, G. S. 1913.....	170	1-2	235
Sec. 6428, G. S. 1913, amended as to capital, stock, etc.	69	1	100
C			
CANNING COMPOUNDS—			
Sale prohibited	335	1-6	466
CAPITAL STOCK—			
Of building and loan associations	69	1	100
CARP—			
To be removed from lakes containing celery beds	348	1-4	478
CATHEDRALS—			
Of the Protestant Episcopal church, incorporation of authorized	46	1-3	67
CASUALTY COMPANIES—			
To deposit \$25,000 reserve fund with insurance commissioner	318	1	454
CEMETERIES—			
Descent of title to lot in and right of disposal; amending Secs. 6288-6289, G. S. 1913.....	233	1-2	331
County boards may appropriate money in certain cases	150	1	206
CEMETERY ASSOCIATIONS—			
May establish permanent fund; amending Sec. 1, Chap. 197, G. L. 1905.....	345	1	474
Permitted to amend articles of incorporation....	304	1-4	441
CERTIFICATES—			
Special to dealers and florists; amending Sec. 7, Chap. 206, G. L. 1913.....	244	1	346
CERTIFICATES OF TAX SALE—			
Notice of expiration must be given when.....	77	1	107
CHALLENGERS—			
For non-partisan candidates	329	1	462
CHATTEL MORTGAGES—			
Legalized in certain cases.....	308	1	446
CHILDREN—			
Dependent, amended as to securing homes for....	61	1-2	80

CITIES—

	Chap.	Sec.	Page
OF FIRST CLASS.			
\$310,000 local improvement bonds authorized in..	206	1-3	281
\$85,000 bridge bonds authorized in.....	207	1-3	282
\$250,000 sewer bonds authorized in.....	214	1-3	315
\$350,000 water works bonds authorized.....	220	1-3	320
Authorized to make short time loans in certain cases	221	1	321
Park board to pay bills promptly.....	229	1	327
One-eighth mill tax for play grounds authorized.	230	1-3	328
One-twentieth mill tax for ornamental shade trees	231	1-2	329
\$25,000 park bonds authorized in.....	232	1-4	329
To issue \$100,000 bonds for hospitals.....	205	1	280
Purchasing departments in to have power over all departments; amending Sec. 1, Chap. 201, G. L. 1911	234	1	332
Empowered to make contracts with street rail-ways for hauling in certain cases.....	255	1	354
Additional tax levy for schools; amending Sec. 1415 R. L. 1905.....	265	1	368
\$675,000 school bonds authorized for certain cities	266	1-4	369
Given power to drain low land in certain cases...	275	1-4	390
Composition of board of park commissioners and election of in certain cities; amending Secs. 1 and 2, Chap. 166, S. L. 1915.....	277	1-2	396
Council authorized to levy assessments for painting in certain cities.....	278	1-3	397
\$18,000 bonds authorized for incineration plant in certain cities.....	289	1-3	410
Council may lease streets and alleys in certain cases	291	1-4	411
Sec. 5108 G. S. 1905, not to apply to flats in.....	292	1	414
Authorized to use good roads fund for paving in certain cases	328	1	461
\$100,000 bonds authorized for covering creeks...	340	1-4	470
Park commissioners to sprinkle parkways with oil and assess cost	361	1-2	491
To sell bonds at private sale in certain cases....	204	1	279
To levy six and one half mills in certain cases..	186	1	252
To accept gifts and administer trusts.....	183	1	249
Election of members of board of park commis-sioners	166	1-5	222
Of 50,000 may levy tax of 1-10 mill for monument	146	1-5	204
Parks and parkways in	132	1-2	188
May establish restricted residence districts.....	128	1-7	180
May grant street railway franchises in certain cases	124	1-8	166
May issue bonds in excess of charter limitations.	53	1-4	73
To maintain municipal forest	217	1	318

OF SECOND CLASS.

To issue bonds for reconstructing and repairing bridges	14	1-8	17
To issue bonds for reconstructing bridges.....	2	1-3	5
To accept bequests	98	1	130
Have board of fire and police commissioners....	125	1-20	170

CITIES—Continued.

OF THIRD CLASS.

	Chap.	Sec.	Page
Council to maintain dams to create lakes.....	198	1-3	267
May levy tax for musical entertainments.....	316	1	453
Of from \$10,000 to \$20,000 bonds authorized.....	58	1-9	76
To levy tax of 2 per cent annually for current expenses	188	1	254

OF FOURTH CLASS.

Annexation of territory.....	240	1-2	343
Council authorized to change system of street lighting	263	1-2	367
Given power to fix rates for electric service.....	311	1-3	449
Interest on bonds not exceed 5½%; amending Sec. 2, Chap. 205, G. L. 1909.....	253	1-2	353
May levy tax for municipal entertainments.....	316	1	453
May contract with adjoining municipalities for road work	330	1-2	462
May sprinkle streets with oil.....	285	1-6	402
May sell surplus electricity.....	34	1	45
Voters need not register in.....	226	1	325

IN GENERAL.

Amendments to charter of city of Breckenridge legalized	297	1-2	419
Assessments for parkways in.....	86	1	114
Authorized to use unexpended proceeds of bonds issued under; Chap. 274, Laws of 1913.....	12	1-2	15
District court in city of Ely.....	93	1-7	121
May annex villages for city and school purposes	32	1-11	38
Municipal courts in all; amending Sec. 259, G. S. 1913	75	1	105

CLAIMS—

For animals killed to be paid by live stock sanitary board	337	1	468
Appropriation for miscellaneous.....	377	1-50	542

COLD STORAGE EGGS—

Not to be sold unless labelled.....	18	1-3	21
-------------------------------------	----	-----	----

COMMERCIAL FERTILIZERS—(See fertilizers.)

COMMISSIONER OF INSURANCE—

Report to contain certain information; amending Sec. 1612, R. L. 1905.....	81	1	110
--	----	---	-----

COMMISSION MERCHANTS—

Bonds and licenses; amending Secs. 4598 to 4604, G. S. 1913.....	370	1-7	503
--	-----	-----	-----

COMMON CARRIERS—

Sec. 2, Chap. 307, Laws 1913; not to apply to yards and terminals of depot companies.....	171	1	236
---	-----	---	-----

CONSOLIDATED SCHOOL DISTRICTS—

	Chap.	Sec.	Page
May acquire lands for buildings by condemnation	358	1	488
State aid under class "C"; amending Chap. 207, G. L. 1911.....	48	1	69
Procedure for consolidation of school districts...	238	1	336
Rights in incorporated village.....	238	2	336
Duties of county superintendents	238	3	337
Election of officers.....	238	4	337
Consolidation with other districts.....	238	5	338
Consolidation with unorganized districts.....	238	6	338
Certificate of officers.....	238	7	338
Powers of consolidated boards.....	238	8	338
Procedure for receiving state aid.....	238	9	339
Qualifications of principal	238	10	339
Aid for various districts.....	238	11	339
Repealing acts inconsistent herewith.....	238	12	340

CONSTITUTIONAL AMENDMENTS—

Appropriation for expense of publication of in 1914	8	1	14
---	---	---	----

CONSTITUTIONAL AMENDMENTS PROPOSED—

Setting apart revolving fund from school and state land funds	379	1	548
Loan of state funds on farm mortgages.....	380	1	549
Mining and sale of ores under public waters....	381	1	550
Increasing supreme court to seven members.....	382	1	551
Permitting governor to approve part of an ap- propriation	383	1	552
Relating to taking of private property.....	384	1	554
Initiative and referendum	385	1	555
Terms of probate judges	386	1	559

CLERK OF SUPREME COURT—

Salary of deputy and assistant clerk.....	163	1	221
---	-----	---	-----

CLERKS OF DISTRICT COURT—

Elected in 1918; amending Chap. 458, G. S. 1913..	168	1-4	233
Deputies in counties of 200,000 to 275,000.....	83	1	111

COCAINE—(See drugs.)

CONTESTS—

Contestants for seats in legislature to file bond; amending Sec. 525, G. S. 1915.....	369	1	502
--	-----	---	-----

CONTRACTS—

Between certain cities of first class and street railway companies for hauling garbage author- ized	255	1	354
Cancellation of and foreclosures legalized in certain cases	235	1-2	333
For sale of land, notice to terminate; amending Sec. 8081, S. L. 1913.....	200	1	276
Seed grain to be filed with register of deeds....	191	1	257

CONVEYANCES—

	Chap.	Sec.	Page
By husband acting under power of attorney from wife legalized	314	1	451
From husband direct to wife legalized in certain cases	218	1	319
Of estate of insane persons in certain cases; amending Sec. 3338, R. L. 1905.....	131	1	187

CORONER—

Powers and duties in counties of 220,000 to 300,000	272	1-18	384
In counties of 150,000 to 200,000, salary and deputy of	151	1-4	207

CORPORATIONS—

Acts of dissolved legalized and extension of time given to dispose of property.....	161	1	220
Cemetery associations permitted to amend articles of incorporation.....	304	1-4	441
Certain legalized and confirmed.....	120	1	164
Chattel loan; amending Sec. 5812, G. S. 1913, relating to dividends.....	117	1	161
For social, religious or other purposes; amending Sec. 6522, G. S. 1913.....	185	1	251
For establishing homes for dependent children, amended	61	1-2	80
Providing for renewal of existence of in certain cases	47	1	68

CORRECTION FARM—

Acquiring of additional lands for; supplementing Chap. 188, G. L. 1913.....	212	1	313
Procedure for establishment and tax levy authorized; amending Sec. 9281, G. S. 1913.....	212	2	314

COUNTIES—

Authorized to construct branch railroad tracks...	55	1	74
Authorized to issue bonds to pay interest on drainage bond in certain cases.....	179	1-5	244
Commissioners may expend money in cities in certain cases	73	1-3	104
Expense of transporting pauper to be charge against; amending Par. 2, Sec. 1511, R. L. 1905	366	1	499
Juvenile detention home for girls in counties of 300,000 or over	228	1	326
May reimburse agricultural societies for purchase of lands for fair purposes.....	140	1	198
Of 200,000 to 275,000, assistant county attorney and stenographer in; amending Sec. 2, Chap. 88, G. L. 1911.....	129	1	186
Of 200,000 to 275,000, salary of deputy auditor, chief clerk and draughtsman; amending Sec. 824, G. S. 1913.....	133	1	189
Of from 200,000 to 275,000, salary of treasurer and assistants; amending Secs. 874 and 875, G. S. 1913	135	1	191
Of 50 to 70 congressional townships, salaries of auditors and treasurers in.....	139	1	197

COUNTIES—Continued.

	Chap.	Sec.	Page
Of 220,000 to 325,000, salary of clerk of probate court	142	1-2	200
Of 200,000 to 275,000, deputy sheriffs and their salaries in; amending Chap. 361, G. L. 1909.....	137	1	194
Of 200,000 to 275,000, salary of assessor and deputy in; amending Chap. 224, G. L. 1913.....	144	1-2	203
Of 150,000 to 200,000, salaries of judge of probate in; amending Sec. 1053, G. S. 1913.....	145	1	203
Of 300,000 or over, auditor and treasurer to cancel uncollected balances	148	1	205
Of 150,000 to 200,000, salaries and deputies of coroners	151	1-4	207
Of from 200,000 to 300,000 to elect abstract clerk	215	1-3	317
Of from 220,000 to 300,000, powers and duties of coroners in	272	1-18	384
Of 215,000 to 300,000, compensation allowed sheriff in	295	1-2	415
Of 2,500 square miles, salary of auditors and treasurers in; amending Chap. 128, Laws 1911..	338	1	469
Of from 45,000 to 75,000, deputy clerk of court in	71	1-4	102
Salary of judge of probate in certain; amending Sec. 7215, G. S. 1913.....	136	1	192
Salaries of superintendent of schools in certain counties; amending Sec. 1, Chap. 216, G. L. 1911	141	1	199
Salary of surveyor in certain counties.....	225	1	324
Without funds to receives their share of road and bridge funds	312	1	450

COUNTY AGRICULTURAL SOCIETIES—(See agricultural societies.)

COUNTY AUDITOR—

To correct errors in statements in ditch proceedings	178	1-5	241
To include certain tracts in sale for taxes in 1915	334	1-5	465
Clerk hire in certain counties; amending Sec. 835, G. S. 1913.....	91	1	120
And treasurers to pay for labor on roads in certain cases	182	1-3	246
And treasurers to cancel uncollected balances in counties over 300,000	148	1	205

COUNTY ATTORNEY—

Assistant and stenographer in counties of from 200,000 to 275,000; amending Sec. 2, Chap. 88, G. L. 1911	129	1	186
Salary in counties containing not less than 80 townships	56	1-3	74

COUNTY BOARDS—

Salaries in certain counties.....	88	1-2	118
Authorized to aid in maintenance and erection of hospitals	326	1-2	460
May assist in building bridges across Mississippi	94	1	125
May appropriate \$1,000 annually for county fairs; amending Sec. 696, G. S. 1913.....	219	1	320
May expend money in cities in certain cases....	73	1-3	104

COUNTY BOARDS—Continued.

	Chap.	Sec.	Page
May issue bonds to take up floating indebtedness	103	1	137
Of certain counties to be elected when.....	104	1	138
Permitted to appropriate money for maintenance of cemetery in certain counties.....	150	1	206
Required to construct bridges over drainage ditches	100	1	132
Salaries and compensation in counties of from 35 to 40 townships.....	298	1	420
Salaries in counties of from 45,000 to 75,000....	85	1	114
Salaries in counties of more than 250 million valuation	95	1	127
To contract for care of persons not paupers.....	321	1	455
Not to issue license to sell intoxicating liquor....	147	1	205

COUNTY OFFICERS—

Refundment to on account of money paid for clerical assistance	39	1	59
--	----	---	----

COUNTY OPTION—

Definition	23	1	24
Petition for election	23	2	24
Order for election	23	3	25
Notice of election	23	4	25
Judges and clerks of election.....	23	5	26
Challengers	23	6	26
Ballots	23	7	27
Conduct of elections	23	8	27
County canvassing board.....	23	9	28
Contests	23	10	28
Suspension of laws	23	11	28
Licenses annulled	23	12	29
Penalties and prosecutions	23	13	30
Evidence	23	14	31
Duty of officers	23	15	31
Other statutes	23	16	31
Construction	23	17	31
Forms	23	18	31

COUNTY SURVEYOR—

Salary in counties of over 300,000.....	225	1	324
---	-----	---	-----

COUNTY TUBERCULOSIS SANITORIA—

Taxes for one year not to exceed one mill on the dollar; amending Sec. 717, G. S. 1913.....	270	1	373
Employment of nurses to visit consumptives in homes; amending Sec. 718, G. S. 1913.....	270	2	376
Membership of commission controlled by two or more counties; amending Sec. 719, G. S. 1913..	270	3	377
Disposition of moneys received from state; amending Sec. 720, G. S. 1913.....	270	4	378

COUNTY TREASURERS—

Clerk hire in offices of, in certain counties.....	9	1	14
Clerk hire in certain counties.....	89	1	118

COURT—

	Chap.	Sec.	Page
May be opened on Sunday for certain purposes; amending Sec. 149, G. S. 1913.....	38	1	58

COURT COMMISSIONER—

Elected in 1918; amending Chap. 458, G. L. 1913..	168	1-4	233
Help and fees; amending Secs. 291 and 5781, G. S. 1913	203	1-2	278

COURT REPORTERS—

To be appointed by each judge in fifteenth judicial district	50	1	71
--	----	---	----

CREAMERY—

Insurance companies to issue policies when....	64	1-3	84
--	----	-----	----

CURATIVE ACTS—

Amendments to city charter of Breckenridge legalized	297	1-2	419
Assignment of certain school land certificates legalized	267	1	371
Bond issued by independent school districts legalized	339	1	470
Bonds purchased by state board of investment validated	290	1-2	411
Certain ditch proceedings legalized.....	224	1-2	323
Certain foreclosures and cancellation of contracts legalized	235	1-2	333
Certain city warrants legalized.....	323	1	456
Certain village contracts validated.....	70	1	101
Certain mortgage foreclosures legalized.....	156	1	217
Certain mortgage foreclosures legalized.....	109	1	142
Certain options for mining leases legalized.....	122	1	165
Certain mortgage foreclosures legalized.....	123	1	166
Certain judicial highway proceedings legalized..	302	1	439
Chattel mortgages legalized and validated in certain cases	308	1	446
Conveyances from husband direct to wife legalized in certain cases	218	1	319
Conveyance by husband acting under power of attorney from wife legalized.....	314	1	451
Drainage proceedings legalized in certain cases.	216	1	317
Issuance of certain refunding bonds legalized....	256	1	355
Legalizing transfer of money from ditch to revenue fund.....	301	1-4	438
Legalizing location of drainage ditches.....	74	1	104
Legalizing certain contracts made by foreign corporations	92	1	120
Legalizing certain corporations and records thereof	120	1	164
Legalizing acts by dissolved corporations.....	161	1	220
Legalizing proceedings of village councils for vacation of streets.....	158	1	218
Mortgage foreclosure sales legalized in certain cases	306	1	444
Orders issued by school district legalized.....	269	1	372

CURATIVE ACTS—Continued.

	Chap.	Sec.	Page
Outstanding orders issued by certain independent school districts legalized	130	1-2	187
Proceedings for annexation of territory to school districts legalized	197	1	266
Proceeding under Chap. 254, G. L. 1911, legalized	126	1	176
Vacation of streets and alleys legalized in certain cases	248	1	349
Legalizing defective proceedings in incorporation of churches	249	1	349

D

DAIRY AND FOOD COMMISSIONER—

Salary of employes in; amending Chap. 400, G. L. 1913	247	1	348
To enforce law against use of canning compounds	335	5	467
To enforce "fraudulent advertising act"; amending Chap. 51, G. L. 1913.....	309	2	447

DAMS—

Drainage commission authorized to construct; amending Sec. 5481, G. S. 1913.....	273	1	388
--	-----	---	-----

DAMAGE—

By dogs, owner liable for; amending Sec. 2786, R. L. 1905	344	1	473
---	-----	---	-----

DANCE HALLS—

Village councils to license	190	1	256
-----------------------------------	-----	---	-----

DEAF—

School for to be maintained in public schools....	194	1-5	258
---	-----	-----	-----

DEEDS—

State tax commission to issue tax.....	332	1-4	464
--	-----	-----	-----

DEERWOOD FISH HATCHERY—

Sale authorized	359	1	489
-----------------------	-----	---	-----

DELEGATES—

Election of, to national convention; amending Chap. 449, Laws 1913.....	372	1-4	507
---	-----	-----	-----

DISEASES—

Of animals, foot and mouth disease included....	114	1	147
---	-----	---	-----

DOGS—

Keepers liable for damage; amending Sec. 2786, R. L. 1905	344	1	473
---	-----	---	-----

DITCHES—

DISTRICT COURTS—

	Chap.	Sec.	Page
Terms in first district.....	327	1	460
Terms in second district.....			565
Terms in third district.....			566
Terms in fourth district.....			566
Terms in fifth district.....			566
Terms in sixth district.....			567
Terms in seventh district, amending Chap. 9, G. L. 1913	90	1	119
Terms in eighth district.....			567
Terms in ninth district	67	1	97
Terms in tenth district	115	1	149
Terms in eleventh district	93	1-7	121
Terms in twelfth district.....			569
Terms in thirteenth district.....			569
Terms in fourteenth district.....	43	1	64
Terms in fifteenth district.....			570
Terms in sixteenth district.....	64	1-3	84
Terms in seventeenth district.....			571
Terms in eighteenth district.....			571
Terms in nineteenth district.....			572
Additional judge for second district.....	16	1-4	19
At Hibbing, Virginia and Ely; amending Chap. 126, S. L. 1909.....	371	1-2	506
Reporters to appointed by each judge in fifteenth judicial district	50	1	71
Reporters in certain districts to receive \$3,000 per annum; amending Sec. 1, Chap. 186, G. L. 1907	175	1	239

DRAINAGE—

\$2,000 appropriated for immediate use of drainage commission	19	1	21
Amending sections 5523, 5526, 5542, 5548 and 5552, G. S. 1913, relating to ditches.....	300	1-6	425
Bonds authorized for construction of ditches.....	274	1	389
Cities of first class given power to drain low lands	275	1-4	390
Commission authorized to construct dams; amending Sec. 5481, G. S. 1913.....	273	1	388
County auditor to correct errors in statements of ditch proceedings	178	1-5	241
Counties authorized to issue bonds to pay interest on drainage bonds	179	1-5	244
Engineer to issue license for dams for irrigation purposes	189	1-6	255
Interest on county warrants in ditch proceedings payable annually; amending Sec. 5541, G. L. 1913	246	1	348
Joint action with other states for construction of ditch	268	1	371
Legalizing location of ditches	74	1	104
Payment of costs of improvements along public ditches	42	1-5	60
Proceedings legalized in certain cases.....	216	1	317
Proceedings legalized in certain cases.....	224	1	323
Re-assessment of benefits in certain cases.....	262	1-4	366
To legalize certain proceedings heretofore taken	6	1-2	12

DRAINAGE—Continued.

	Chap.	Sec.	Page
Transfer of money from ditch to revenue fund legalized	301	1-4	438

DRUGS—

Sale of by certain parties, misdemeanor.....	62	1	82
Sale of narcotic prohibited	260	1-7	358

E

EDUCATION—

Blind students to receive \$300 expenses at universities, colleges, etc.....	307	1	446
--	-----	---	-----

EGGS—

Cold storage to be labelled.....	18	1-3	21
----------------------------------	----	-----	----

ELECTIONS—

Special elections, when and how called and conducted; amending Sec. 305, G. S. 1913.....	167	1	223
Rotation of names, when required; amending Sec. 334, G. S. 1913.....	167	2	224
Political party defined; amending Sec. 336, G. S. 1913	167	3	224
Voting to be by ballot,—sample ballot; amending Sec. 341, G. S. 1913.....	167	4	226
Preparation of ballots—rotation of names; amending Sec. 342, G. S. 1913.....	167	5	227
Polling places—peace officers; amending Sec. 345, G. S. 1913.....	167	6	228
Marking primary ballots; amending Sec. 348, G. S. 1913.....	167	7	228
Canvass of votes; amending Sec. 351, G. S. 1913..	167	8	228
Reports of county canvassing board; amending Sec. 354, G. S. 1913.....	167	9	229
Canvass by state canvassing board; amending Sec. 355, G. S. 1913.....	167	10	229
Contests for nomination; amending Sec. 358, G. S. 1913	167	11	230
Disposal of ballots after canvass; amending Sec. 500, G. S. 1913.....	167	12	230
Return of ballots to county auditor; amending Sec. 501, G. S. 1913.....	167	13	231
County canvassing board to declare persons elected; amending Sec. 514, G. S. 1913.....	167	14	231
Statement of votes—declared result; amending Sec. 520, G. S. 1913.....	167	15	231
Inspection of ballots; amending Sec. 530, G. S. 1913	167	16	232
Repealing Secs. 516, 517, 518 and 392, G. S. 1913..	167	17	233
Candidates having same name to have address printed on ballots; amending Sec. 327, G. S. 1915	102	1	136✓
Challenges for nonpartisan candidates.....	329	1	462✓
Of board of park commissioners in cities of first class	166	1-5	222✓

ELECTIONS—Continued.

	Chap.	Sec.	Page
Of park commissioners in certain cities of first class; amending Sec. 2, Chap. 166, S. L. 1915..	277	2	397✓
More than one precinct may vote in same building; amending Sec. 404, G. S. 1913.....	51	1	72✓
Of delegates to national convention; amending Chap. 449, Laws 1913.....	372	1-4	507✓
Primary election to be held on Monday; amending Sec. 335, G. S. 1913.....	76	1	106✓
Voting precincts in independent school districts..	111	1-6	143✓
Village and township officers may be elected under Australian ballot system.....	315	1-4	451✓
Voters need not register in cities of fourth class	226	1	325✓

ELECTRICITY—

Cities of fourth class given power to fix rates for electric service	311	1-3	449
May be sold by cities of 10,000 or less.....	34	1	45

ELECTRIC STREET LIGHTING—

Council of cities of fourth class authorized to change plan of.....	263	1-2	367
---	-----	-----	-----

ELWELL ROAD LAW—

Repealed	52	1	72
----------------	----	---	----

EMINENT DOMAIN—

Enlarging right of in certain cases.....	45	1-5	66
--	----	-----	----

EVIDENCE—

Abstracts of title to be received in.....	283	1	401
---	-----	---	-----

EXECUTIONS—

Of wages from garnishment; amending Sub. 16, Sec. 4317, R. L. 1905.....	202	1	278
---	-----	---	-----

EMBALMERS—

Licensed, exempted from jury duty.....	15	1	18
--	----	---	----

EMPLOYERS' LIABILITY—

Defined in cases of injury or death.....	187	1-8	253
Sec. 8202, G. S. 1913, not to apply to steam railroads	193	1	258
Title; amending title to Chap. 467, G. L. 1913....	209	1	285
Either party may terminate agreement; amending Sec. 12, Chap. 467, G. L. 1913.....	209	2	286
Minors; adding new section known as Sec. 12a, Chap. 467, G. L. 1913.....	209	3	286
Schedule of compensation; amending Sec. 13, Chap. 467, G. L. 1913.....	209	4	286
Who are dependents; amending Sec. 14, Chap. 467, G. L. 1913.....	209	5	290
Waiting period; amending Sec. 17, Chap. 467, G. L. 1913	209	6	293
Medical, surgical and hospital service; amending Sec. 18, Chap. 467, G. L. 1913.....	209	7	293

EMPLOYERS' LIABILITY—Continued.

	Chap.	Sec.	Page
Limitations: A new section added known as Sec. 20a, Chap. 467, G. L. 1913.....	209	8	294
Physician must testify; amending Sec. 21, Chap. 467, G. L. 1913, by adding Subsection (5).....	209	9	294
Settlement and payment of compensation; amending Sec. 22, Chap. 467, G. L. 1913.....	209	10	295
In case of alien dependents; amending Sec. 23, Chap. 467, G. L. 1913.....	209	11	295
Commissioner to assist in adjusting differences; adding new section known as Sec. 24A, to Chap. 467, G. L. 1913.....	209	12	296
Payment in lump sum; amending Sec. 25, Chap. 467, G. L. 1913.....	209	13	296
Procedure in case of dispute; amending Sec. 30, Chap. 467, G. L. 1913.....	209	14	296
Employer given right to insure risks; amending Sec. 31A, Chap. 467, G. L. 1913.....	209	15	297
Definitions; amending Subsection (b) and (g), Sec. 34, Chap. 467, G. L. 1913.....	209	16	299

F

FEES—

For motor vehicles, beginning Jan 1, 1918.....	33	7	44
For inspecting weights and measures, abolished; amending Sec. 4620, G. S. 1913.....	281	1-2	399
Of court commissioner; amending Secs. 291 and 5781, G. S. 1913.....	203	1-2	278

FEDERAL RESERVE BANK—

Permitting state banks and trust companies to become members of.....	28	1	36
--	----	---	----

FENCES—

Payment of partition to be made by owners of land benefited; amending Secs. 2750-2753, R. L. 1905	173	1	237
Construction of, legal; amending Sec. 2749, R. L. 1905	282	1	400

FERTILIZERS—

Ingredients of to be stated on label.....	251	1-4	251
---	-----	-----	-----

FINES—

Disposition of, imposed on railroads.....	317	1-3	453
---	-----	-----	-----

FIRST MINNESOTA INFANTRY—

Monument fund, disposition of.....	49	1	70
------------------------------------	----	---	----

FIRE MARSHAL—

Certain insurance companies not to pay for support of; amending Sec. 23, Chap. 564, Laws 1913	341	1	471
---	-----	---	-----

INDEX

685

FIRE AND POLICE COMMISSIONERS—

	Chap.	Sec.	Page
Board of, in cities of second class.....	125	1-20	170

FISH—

One bait allowed in taking; amending Sec. 1, Chap. 328, G. L. 1913.....	157	1	218
---	-----	---	-----

FLOATING DEBT—

Villages permitted to bond to fund.....	320	1	455
---	-----	---	-----

FLORISTS—

Special certificate for; amending Sec. 7, Chap. 206, G. L. 1913.....	244	1	346
--	-----	---	-----

FOOT AND MOUTH DISEASE—

Included in contagious diseases; amending Sec. 4696, G. S. 1913.....	114	1	147
--	-----	---	-----

FOREIGN CORPORATIONS—

Contracts of, validated.....	32	1	120
------------------------------	----	---	-----

FORECLOSURES—

Court to appoint receivers of rents in case of....	305	1-6	443
Legalized in certain cases.....	306	1	444
Guardian to appoint attorney for, of mortgage owned by ward	110	1	143

FRANCHISES—

May be granted to street railways in certain cities of first class	124	1-8	166
--	-----	-----	-----

G

GAME AND FISH COMMISSION—

Appropriation for use of.....	26	1	35
Abolished	355	1-5	485
To issue permits to retain game; amending Sec. 4795, G. S. 1913.....	351	1	480
To remove carp from lakes containing wild celery beds	348	1-4	478
May license fishing in international waters; amending Sec. 43, Chap. 344, G. L. 1905.....	347	1-2	475
May establish game refuge by request of owners of land	288	1-3	408
To license catching of mussels.....	276	1-11	393

GAME AND FISH COMMISSIONER—

Office created	355	1-5	485
----------------------	-----	-----	-----

GAME AND FISH—

Appropriation for gathering pike and other spawn	22	1	23
Closed season for birds; amending Sec. 4789, G. S. 1913	237	1	335
Licenses to fish in certain waters.....	261	1-11	363

GAME AND FISH—Continued.

	Chap.	Sec.	Page
Number allowed and manner of taking fish; amending Sec. 4808, G. S. 1913.....	352	1	482
Permits to retain game; amending Sec. 4795, G. S. 1913	351	1	480
Secs. 4791 and 4792, G. S. 1913, amended relating to issuance of hunters' licenses.....	287	1	404
Time and procedure for killing aquatic fowl; amending Sec. 4782, G. S. 1913.....	181	1	245

GAME REFUGE—

May be established by game and fish commission on petition of owners of land.....	288	1-3	408
---	-----	-----	-----

GIFTS—

Cities of first class to accept gifts.....	183	1	249
--	-----	---	-----

GIRLS' AND BOYS' HOME—

Bonds for \$15,000 authorized to purchase in cities of from 200,000 to 300,000.....	3	1-2	6
---	---	-----	---

GOOD ROADS ACT—

Amending certain chapters of.....	116	1-17	149
Amending Sec. 7, Chap. 235, Laws 1913, relating to advertising for bids.....	160	1	219

GOVERNOR—

To prepare "budget" bi-ennially.....	356	1-9	485
To fix number of warrant officers in naval militia; amending Sec. 2475, G. S. 1913.....	353	3	483

GROSS EARNINGS TAXES—

On domestic mutual insurance companies to be 2 per cent; amending Sec. 1625, R. L. 1905.....	184	1	250
Penalties on cancelled on certain telephone companies	172	1	237

GUARDIANS—

To select allowances for minor children; amending Sec. 7243, G. S. 1913.....	350	1	479
To appoint attorney for foreclosure of mortgage owned by ward; amending Chap. 7446, G. S. 1913	110	1	143
To be vested with legal title in certain cases; amending Sec. 7312, G. S. 1913.....	40	1	59

H

HABEAS CORPUS—

Service of notice in proceeding; amending Sec. 8300, G. S. 1913.....	227	1	326
--	-----	---	-----

HIGHWAYS—

Judicial proceedings for legalized	302	1	439
--	-----	---	-----

HIGHWAY COMMISSION—

	Chap.	Sec.	Page
Empowered to aid in building bridges in certain cities and villages	21	1-4	22

HOG CHOLERA SERUM—

Production and distribution of.....	87	1-7	116
-------------------------------------	----	-----	-----

HOMES—

Girls between 8 and 18 may be admitted to home school for girls	293	1	414
Juvenile detention homes for girls in certain counties	228	1	326

HORSES—

Limit for turning on public highways by itinerant companies	279	1-2	398
---	-----	-----	-----

HOSPITALS—

County boards may aid in erection.....	326	1-2	460
--	-----	-----	-----

HOTEL INSPECTOR—Expenses of deputy to be certified to state auditor.....

165	1	222
-----	---	-----

I

INDUSTRIAL COURSES—

To be established in public schools.....	239	1-18	340
Definitions	239	1	340
School designated to maintain industrial courses	239	2	340
Qualifications of instructors.....	239	3	341
School garden and experimental tract.....	239	4	341
Instruction shall be practical—short course....	239	5	341
Association	239	6	341
Procedure for association.....	239	7	341
Duties of superintendent or principal of associated rural schools	239	8	341
Who may be admitted	239	9	342
Termination of association	239	10	342
Associated school board.....	239	11	342
Duties of associated school board.....	239	12	342
Officers of associated school board.....	239	13	342
State aid to industrial departments	239	14	342
State aid to schools on account of association....	239	15	343
Powers to vest in state high school board in certain cases	239	16	343
Certain laws repealed.....	239	17	343
Date act takes effect.....	239	18	343

INDEPENDENT SCHOOL DISTRICTS—

To publish proceedings of boards.....	360	1	490
Certain outstanding orders of legalized.....	130	1-2	187

INSANE—

Aid for children of; amending Sec. 7451, S. S. 1913	245	1	347
Conveyance of estate of; amending Sec. 3333, R. L. 1905.....	131	1	187

INTEREST—

	Chap.	Sec.	Page
On school and other state lands; Sec. 5210, Chap. 40, amended as to terms of payment.....	13	1	16
On bonds not to exceed 5½% in cities of fourth class	253	1-2	353
On warrants issued in ditch proceeding payable annually; amending Sec. 5541, G. S. 1913.....	246	1	348

INSPECTOR OF OILS—(See oil inspection.)

INSTRUCTION TO JURIES—

Court may be opened on Sunday to give additional; amending Sec. 149, G. S. 1913.....	38	1	58
--	----	---	----

INSURANCE—

Amending Secs. 3603, 3604, 3606, 3607, 3608, 3613, 3614, G. S. 1913; relating to penalties of violation of laws	84	1-7	112
\$25,000 reserve fund required of assessment casualty companies	318	1	454
Amending Chap. 122, G. L. 1913; relating to mutual liability association.....	65	1-3	84
Agents and brokers licenses; penalties for violation	195	1-20	260
Commissioner to use contingent fund as he deems best; amending Sec. 4, Chap. 386, G. L. 1911..	208	1	283
Commissioner given power to appraise assets of company; amending Sec. 6, Chap. 386, G. L. 1911	208	2	283
Fees for appraisal; amending Sec. 7, Chap. 386, G. L. 1911.....	208	3	283
Assistance in conducting appraisal; amending Sec. 8, Chap. 386, G. L. 1911.....	208	4	285
Commissioner's report to contain certain information; amending Sec. 1612, R. L. 1905.....	81	1	110
Commissioner to fix rate on state buildings; amending Sec. 3252, G. S. 1913.....	99	1	131
Commissioner to examine rating bureaus.....	101	1-8	133
Domestic mutual companies to pay 2 per cent gross earnings tax; amending Sec. 1625, R. L. 1905	184	1	250
Funds of domestic companies, how invested; amending Sec. 3313, G. S. 1913.....	82	1	110
Fraternal beneficiary associations; amending Chap. 345, G. L. 1907.....	96	1-3	127
Mutual companies may conduct operations where; amending Sec. 3383, G. L. 1913.....	155	1	217
Retiring from business, re-insurance of; amending Secs. 3 and 5, Chap. 303, Laws 1905.....	333	1-2	464
Real estate title company to deposit guarantee fund with commissioner; amending Sec. 3431, G. S. 1913.....	196	1	265
Reserve fund of life and accident companies; amending Sec. 3, Chap. 318, G. L. 1907.....	365	1	498
Township companies given enlarged powers; amending Sec. 1672, R. L. 1905.....	106	1-2	139
Township companies given enlarged powers; amending Sec. 13, Chap. 411, Laws 1909.....	107	1	140
What property may be insured.....	138	1-2	194

INSURANCE COMMISSIONER—

	Chap.	Sec.	Page
To make appraisals of assets; amending Secs. 4, 6, 7 and 8, Chap. 386, G. L. 1911.....	208	1-4	283
May relieve mutual fire insurance companies from assessments temporarily; amending Sec. 3387, G. S. 1913	354	1	484

INSURANCE COMPANIES—

Town mutual and township not required to pay for fire marshal; amending Sec. 23, Chap. 564, Laws 1913	341	1	471
---	-----	---	-----

INTOXICATING LIQUORS—

County board cannot issue license to sell.....	147	1	205
County option	23	1-19	24

IRRIGATION—

Dams and dykes authorized for.....	189	1-6	255
------------------------------------	-----	-----	-----

ITINERANT COMPANIES—

Forbidden to turn loose horses and cattle on public highways	279	1-2	398
--	-----	-----	-----

J

JOINT RESOLUTIONS—

Authorizing railroad and warehouse commission to investigate proposed advance of freight rates			560
Authorizing governor to appoint commission to investigate interstate drainage.....			561
Reciprocal fishing laws			561
Memorializing congress to enact less stringent naturalization laws			562
Memorializing congress to enact legislation to prevent floods in Mississippi valley			563

JUDGES—

Additional for second judicial district.....	16	1-4	19
--	----	-----	----

JUDGMENTS—

Notwithstanding verdict; amending Sec. 4362, R. L. 1905	31	1	37
---	----	---	----

JURIES—

Licensed embalmers exempted from duty thereon	15	1	18
---	----	---	----

JUVENILE COURTS—

Salary of bailiff in counties of 200,000 to 275,000; amending Chap. 149, G. L. 1911.....	134	1	190
--	-----	---	-----

L

LARCENY—

Certain acts of contractors to be regarded as...	105	1	138
--	-----	---	-----

LEASES—

	Chap.	Sec.	Page
Certain mining leases legalized.....	122	1	165
Made by state university confirmed.....	54	1	73
On lands owned by county to county agricultural societies; amending Sec. 6517, G. S. 1913.....	346	1	474
Payment of lease money on state mineral lands by co-owner	303	1-3	440

LEGAL FENCES—(See fences.)**LEGISLATURE—**

Contestant for seat in must give bond; amending Sec. 525, G. S. 1913.....	369	1	502
---	-----	---	-----

LEGISLATIVE EXPENSE—

Appropriation for	1	1	5
-------------------------	---	---	---

LEGISLATIVE DISTRICTS—

Amending Chap. 91, G. L. 1913; as to 56th senatorial district	11	1	15
---	----	---	----

LEGISLATIVE MANUAL—

25,000 to be printed.....	72	1	103
---------------------------	----	---	-----

LIVE STOCK—

Charges for transportation of; amending Sec. 4379, G. S. 1913.....	254	1	354
--	-----	---	-----

LIVE STOCK SANITARY BOARD—

To make rules and regulation for disinfection of stock cars	41	1-4	60
To pay for animals killed.....	337	1	468

LICENSES—

For taking certain fish in Mississippi and St. Croix Game and fish commission to issue hunters'; amending Secs. 4791 and 4792, G. S. 1913.....	261	1-11	363
Game and fish commission to issue to catch mus-sels	287	1	404
Of commission merchants; amending Secs. 4598 to 4604, G. S. 1913.....	276	1-11	393
To fish in international waters may be issued by game and fish commission; amending Sec. 43, Chap. 344, G. L. 1905	370	1-7	503
To sell intoxicating liquors not to be issued by county board	347	1-2	475
	147	1	205

LICENSED EMBALMERS—

Exempted from jury duty.....	15	1	18
------------------------------	----	---	----

LIENS—

To be filed with register of deeds.....	364	1-8	496
---	-----	-----	-----

LITTLE FALLS, CITY OF—

Municipal court established in.....	10	1-2	14
-------------------------------------	----	-----	----

LOANS—

	Chap.	Sec.	Page
Certain cities of first class authorized to make short time loans	221	1	321

M

MAINTENANCE—

Of old capitol building, money transferred to fund; amending Chap. 401, G. L. 1913.....	97	1	130
---	----	---	-----

MATERIAL—

Produced in state to be used in public buildings	211	1-3	312
--	-----	-----	-----

MEMORIAL DAY—

Graves of soldiers to be decorated on.....	280	1-2	399
--	-----	-----	-----

MILITIA—

Joint armories; amending Sec. 2464, G. S. 1913....	118	1	162
--	-----	---	-----

MINERALS—

Under rivers and lakes belong to state.....	78	1-3	107
---	----	-----	-----

MINNESOTA BRAND—

For butter and cheese; amending Secs. 4 and 5, Chap. 366, G. L. 1913.....	368	1-2	501
---	-----	-----	-----

MOTOR VEHICLES—

Amending Secs. 2619, 2623, 2629, 2635, 2638, 2641, 2642 and 2644, G. S. 1913; relating to.....	33	1-7	40
--	----	-----	----

MOTOR CYCLES—

(See motor vehicles).....	33	1-7	40
---------------------------	----	-----	----

MORTGAGE FORECLOSURES—

Legalized in certain cases.....	109	1	142
Legalized in certain cases.....	123	1	166

MUNICIPAL COURTS—

Established in Little Falls.....	10	1-2	14
City of Ely; amending Chap. 59, S. L. 1891.....	66	1-13	86
For all incorporated cities and villages.....	75	1	105
Terms in Minneapolis; amending Sec. 9, Chap. 34, S. L. 1889.....	299	1-2	421

MUNICIPAL FOREST—

Certain cities of first class to maintain.....	217	1	318
Land donated by state to St. Paul for.....	108	1-3	141

MUSSELS—

Unlawful to catch without license.....	276	1-11	393
--	-----	------	-----

MUTUAL FIRE INSURANCE COMPANIES—

Insurance commissioner may relieve company from assessments; amending Sec. 3307, G. S. 1913	354	1	484
---	-----	---	-----

MUTUAL INSURANCE COMPANIES—

	Chap.	Sec.	Page
May conduct operations where; amending Sec. 3383, G. S. 1913.....	155	1	217

N

NAVAL MILITIA—

Limited to eight companies, composition; amending Secs. 2743, 2744 and 2745, G. S. 1913.....	353	1-3	483
--	-----	-----	-----

NOTICE—

Service on habeas corpus proceedings; amending Sec. 8300, G. S. 1913.....	227	1	326
---	-----	---	-----

O

OIL INSPECTION—

Certificate showing test; amending Sec. 3622, G. S. 1913.....	271	1	380
Gasoline, etc., to be inspected; amending Sec. 3625, G. S. 1913.....	271	2	381
Inspector given permission to enter upon premises; amending Sec. 3626, G. S. 1913.....	271	3	382
Oil may be placed in barrels after being inspected in bulk; amending Sec. 3628, G. S. 1913.....	271	4	382
Oil admitted without inspection in certain cases; amending Sec. 3630, G. S. 1913.....	271	5	383
Penalty for adulteration or changing of certificate; amending Sec. 3632, G. S. 1913.....	271	6	383

OPTION—(See county option).....	23	1-18	24
---------------------------------	----	------	----

OPTOMETRY—Regulating practice of.....	127	1-12	176
---------------------------------------	-----	------	-----

ORDERS—

Duplicates may be issued if lost or destroyed....	36	1-4	57
---	----	-----	----

ORDINANCES—

Of city and village councils to be recorded.....	322	1	456
--	-----	---	-----

P

PARKS AND PARKWAYS—

Regulating use of in certain cities of first class..	132	1-2	188
--	-----	-----	-----

PARKWAYS—

Assessments for in certain cities.....	86	1	114
--	----	---	-----

PARK COMMISSIONERS—

In cities of from 20,000 to 50,000 inhabitants may issue bonds for improvements.....	5	1-7	9
To sprinkle with oil and assess cost in certain cities of first class.....	361	1-2	491
Composition in certain cities of first class and election of same; amending Secs. 1 and 2, Chap. 166, S. L. 1915	277	1-2	396

PAVING—

	Chap.	Sec.	Page
Councils of certain cities of first class authorized to levy assessments for.....	278	1-3	397

PARTITION FENCES—(See fences.)

PENALTIES—

For violation of insurance law; amending Secs. 3603-3604-3606-3607-3608-3613-3614, G. S. 1913	84	1-7	112
For violation of law relating to mining under lakes	78	3	107
For selling cold storage eggs without labelling..	18	3	21
For violation of semi-monthly pay day act.....	37	2	58
For sale of drugs by other than licensed pharmacist; amending Sec. 5046, G. S. 1913.....	62	1	82
For discrimination in fire insurance rates.....	101	7	136
On optometrists for failure to secure license....	127	10	179
For issuance of fraudulent time checks for road work	182	3	249
For violation of insurance laws by agents.....	195	19	265
On warehousemen for failure to comply with regulation	210	36	311
For vacating building without giving notice.....	213	1	315
For taking drugs, etc., into state prison.....	241	1	344
For sale of fertilizers without label.....	251	4	352
For sale of narcotic drugs	260	3-4	363
For adulteration of oil, etc.....	271	6	383
For catching mussels without license.....	276	4	394
For turning loose horses on public highway longer than twelve hours	279	2	398
For slander	284	1	401
For violation of game laws	287	1	404
For fraudulent advertising	309	2	447
For sale or manufacture of canning compounds..	335	6	467
For violation of "boxing bill".....	363	10	495

PENSIONS—

Teachers	199	1-15	268
(See Teachers' Pensions.)			
For retired policemen, etc., in certain cities over 50,000	68	1-7	97

PETITIONS—

For street improvements in villages must contain majority of all owners; amending Sec. 735, R. L. 1905	153	1	215
--	-----	---	-----

PLAYGROUNDS—

One eighth mill tax for authorized in certain cities of first class	230	1-3	328
---	-----	-----	-----

POLICE—

Pensions in certain cities over 50,000.....	68	1-7	97
---	----	-----	----

POOR—

	Chap.	Sec.	Page
Transportation of paupers to be charge on county where found; amending Par. (2), Sec. 1511, R. L. 1905	366	1	499
County boards to contract for care of persons..	321	1	455

PRIMARY ELECTIONS—

To be held on Monday; amending Sec. 335, G. S. 1913	76	1	106
---	----	---	-----

PROBATE COURT—

Chap. 470, G. L. 1913; repealed.....	342	1	472
Child born after death of testator to take same share; amending Sec. 3668, R. L. 1905.....	343	1	473
Clerks authorized to issue certain citations....	286	1	404
Fixing salary of judges in certain counties....	63	1-5	83
Guardian may join with sane spouse for transfer of real estate; amending Sec. 7358, G. S. 1913..	258	1	356
May provide aid for children of insane; amending Sec. 7451, G. S. 1913.....	245	1	347
Minor children to receive such allowances as selected by guardian; amending Sec. 7243, G. S. 1913	350	1	479
Permitted to make allowance for family of testate decedent; amending Sub. 3, Sec. 7243, G. S. 1913	331	1	463
Representative or guardian authorized to convey real estate in certain cases; amending Sec. 7376, G. S. 1913.....	223	1	323

PROCLAMATIONS—

Declaring state forest amendment to constitution ratified			3
---	--	--	---

PRISON—(See state prison.)**PROTESTANT EPISCOPAL CHURCH—**

Cathedrals of may be incorporated.....	46	1-3	67
--	----	-----	----

PUBLIC BUILDINGS—

Material produced in state given preference in..	211	1-3	312
--	-----	-----	-----

PUBLIC EXAMINER—

Salary of deputies increased; amending Sub. 10, Chap. 400, G. L. 1913.....	176	1	240
--	-----	---	-----

PUBLIC HIGHWAYS—

Cities of fourth class may contract with adjoining municipalities for improvement of.....	330	1-2	462
---	-----	-----	-----

PUBLIC SCHOOLS—

State aid for	296	1-18	416
---------------------	-----	------	-----

PUBLIC SERVICE CORPORATIONS—

Required to pay their employees semi-monthly..	29	1-2	36
Chap. 29, S. L. 1915; amended to correct errors.	37	1-3	57

PURCHASING DEPARTMENT—

Of certain cites of first class given additional power; amending Sec. 1, Chap. 201, G. L. 1911..	234	1	332
--	-----	---	-----

R

RAILROADS—

	Chap.	Sec.	Page
Sec. 8202, G. S. 1913; does not apply.....	193	1	258
Sec. 2, Chap. 307, Laws 1913, not to apply to certain companies	171	1	236
Counties authorized to construct.....	55	1	74
Railroad and warehouse commission to fix rates for switching and feeding stock; amending Sec. 4353, G. S. 1915.....	367	1	500
Disposition of fines imposed on.....	317	1-3	453
Charges for transportation of live stock; amending Sec. 4379, G. S. 1913.....	254	1	354

RAILROAD AND WAREHOUSE COMMISSION—

Given general supervision over warehousemen..	210	1-39	300
Telephone companies placed under jurisdiction of	152	1-26	208
To fix rates for switching and feeding stock; amending Sec. 4353, G. S. 1913.....	367	1	500

RAMSEY COUNTY—

Procedure for payment of bills, etc. by board of control of.....	4	1-4	7
--	---	-----	---

RATING BUREAUS—

Insurance commissioner to examine.....	101	1-8	133
--	-----	-----	-----

REAL ESTATE—

To enforce payment of tax on.....	334	1-5	465
Representative or guardian authorized to convey in certain cases	223	1	323
Guardian may join with sane spouse for transfer; amending Sec. 7358, G. S. 1913.....	258	1	356

REAL ESTATE TITLE INSURANCE COMPANIES—

To deposit guarantee fund with insurance commissioner	196	1	265
---	-----	---	-----

RECEIPTS—

For taxes to state apportionment of taxes.....	319	1	454
--	-----	---	-----

REFUNDMENTS—

Of money to county officers in certain cases.....	39	1	59
---	----	---	----

RENTS—

Court to appoint receiver of rents on foreclosure proceedings in certain cases.....	305	1-6	443
---	-----	-----	-----

REGISTER OF DEEDS—

Salary in certain counties; amending Chap. 366, G. L. 1911.....	119	1	164
Liens on personal property to be filed with.....	364	1-8	496
Seed grain contracts to be filed with.....	191	1	257
Chap. 452, S. L. 1889, fixing compensation in Wright county repealed.....	257	1	356

REGISTRATION OF TITLES—

	Chap.	Sec.	Page
Riparian proprietors given right to register; amending Sec. 6871, G. S. 1913.....	242	1	344

RESERVE—

Of state banks; amending Sec. 6361, G. S. 1913..	362	1	491
--	-----	---	-----

RESERVE FUND—

Of life and accident insurance companies; amending Sec. 3, Chap. 318, G. L. 1907.....	365	1	498
---	-----	---	-----

RESTRICTED DISTRICTS—

May be established in cities of first class.....	128	1-7	180
--	-----	-----	-----

ROADS—

Auditor and treasurer of counties to pay for work on	182	1-3	246
Cities of first class to use good road funds for paving in certain cases	328	1	461
Lighting of paid for out of road and bridge fund..	180	1	245
Amending Sec. 7, Chap. 235, Laws 1913, relating to advertising for bids.....	160	1	219
Proceedings under Chap. 254, G. L. 1911, legalized	126	1	176
Amending "Dunn Road Law".....	116	1-17	149
Elwell road law repealed.....	52	1	72
Counties without funds to receive share of road and bridge fund	312	1	450

ROADS AND BRIDGES—

Tax may be levied for in unorganized territory..	44	1-5	65
--	----	-----	----

S

SALARIES—

Of assessor and deputy in counties of 200,000 to 275,000; amending Chap. 224, G. L. 1913.....	144	1-2	203
Of auditors and treasurers in certain counties having more than seventy and less eighty townships	24	1-3	34
Of county auditors, clerks in certain counties; amending Sec. 835, G. S. 1913.....	91	1	120
Of auditor and treasurer and clerk hire of certain counties	139	1	197
Of auditors and treasurers in counties of over 2,500 square miles; amending Chap. 128, Laws 1911	338	1	469
For clerks in county treasurers' office in certain counties	89	1	118
Of clerk of probate court in counties of 220,000 to 325,000	142	1-2	200
Of bailiff of juvenile court in counties of 200,000 to 275,000	134	1	190
Of board of control of Ramsey county.....	80	1	109
Of county boards in counties of from 35 to 40 townships	298	1	420
Of county attorneys in certain counties.....	56	1-3	74
Of county board in certain counties.....	85	1	114

SALARIES—Continued.

	Chap.	Sec.	Page
Of county boards in certain counties.....	88	1-2	118
Of county commissioners in counties of more than \$250,000,000 valuation.....	95	1	127
Of coroners and deputies in counties of 150,000 to 200,000	151	1-4	207
Of custodian of public documents.....	163	1	221
Of county superintendents in certain counties; amending Sec. 1, Chap. 216, G. L. 1911.....	141	1	199
Of county surveyor in counties of over 300,000..	225	1	324
Of county treasurer and assistants in counties of 200,000 to 275,000; amending Secs. 874 and 875, G. S. 1913	135	1	191
Of deputy auditor in counties of 200,000 to 275,000; amending Sec. 824, G. S. 1913.....	133	1	189
Of deputy clerk of court in certain counties.....	71	1-4	102
Of deputy sheriffs in counties of 200,000 to 275,000; amending Chap. 361, G. L. 1909.....	137	1	194
Of deputy clerk of supreme court and assistant clerk	163	1	221
Of district court reporters in certain districts; amending Sec. 1, Chap. 186, G. L. 1907.....	175	1	239
Of deputy public examiner increased; amending Sub. Div. 10, Chap. 400, G. L. 1913.....	176	1	240
Of employees in state dairy and food commission; amending Chap. 400, G. L. 1913.....	247	1	348
Of president and trustees of villages of over 5,000	313	1	450
Of probate judges in certain counties.....	63	1-5	83
Of judge of probate in certain counties; amending Sec. 7215, G. S. 1913.....	136	1	192
Of judge of probate in counties of 150,000 to 200,000; amending Sec. 1053, G. S. 1913.....	145	1	203
Of register of deeds in counties of from 200,000 to 275,000; amending Sec. 1, Chap. 366, G. L. 1911	119	1	164

SAVINGS BANKS—

Trust companies may establish savings department; amending sec, 2978, R. L. 1905.....	236	1	334
---	-----	---	-----

SCHOOLS—

Additional tax levy for in certain cities of first class; amending Sec. 1415, R. L. 1905.....	265	1	368
For deaf children to be maintained in public schools	194	1-5	258
Industrial subjects to be taught.....	239	1-18	340
Tax levy of fifteen mills authorized for special districts; amending Chap. 115, G. L. 1913.....	201	1-3	277

SCHOOL BOARDS—

Of independent school district to publish proceedings	360	1	490
---	-----	---	-----

SCHOOL DISTRICTS—

Orders issued by for buildings and equipment legalized in certain cases.....	269	1	372
Formation of consolidated	238	1-12	336
Of 20,000 to 50,000, 13 mill tax authorized.....	27	3	35

SCHOOL DISTRICTS—Continued.

	Chap.	Sec.	Page
Aggrieved person may appeal to district court when land is set off from one district to another; amending Sec. 2704, G. S. 1913.....	113	1	146
Annexation of territory to legalized.....	197	1	266

SCHOOL GROUNDS—

Enlargements to existing provided for; amending Sec. 2746, G. S. 1913.....	25	1	34
--	----	---	----

SECRETARY OF STATE—

Authorized to make contract for publishing of supreme court reports	250	1	350
Salary of custodian of public documents in.....	162	1	221

SEED GRAIN—

Contracts to be filed with register of deeds.....	191	1	257
---	-----	---	-----

SEMI-MONTHLY PAY-DAY—

Providing for payment of wages semi-monthly and penalty for failure	29	1-2	36
Chap. 29, S. L. 1915, amended.....	37	1-3	57

SEWERS—

Amending Chap. 312, G. L. 1903, to include boroughs	35	1-29	45
---	----	------	----

SHERIFFS—

Compensation for boarding prisoners in counties of 215,000 to 500,000	295	1	415
---	-----	---	-----

SLANDER—

Defined and penalties fixed for.....	284	1	401
--------------------------------------	-----	---	-----

SOLDIERS' HOME—

Who may be admitted; amending Sec. 3, Chap. 148, G. L. 1887.....	259	1	357
--	-----	---	-----

SOLDIERS' MONUMENTS—

Tax levy for in cities of over 50,000.....	146	1-5	204
--	-----	-----	-----

STATE AID—

Agricultural societies entitled to; amending Sec. 6516, G. S. 1913.....	243	1	345
For public schools	296	1-18	416
To consolidated school districts under class "C"; amending Chap. 207, G. L. 1911.....	48	1	69

STATE ATHLETIC COMMISSION—

To be appointed by governor	363	1	492
To elect secretary	363	2	492
To control boxing and sparring matches.....	363	3	493
Buildings in which contests are given.....	363	4	493
Ten rounds duration	363	5	494
Club to forfeit license when.....	363	6	494
Penalizing of contestants	363	7	494
Report to commission	363	8	494
Examination of books	363	9	495
Violation a misdemeanor.....	363	10	495

STATE AUDITOR—

	Chap.	Sec.	Page
Authorized to cancel warrant against state grain inspection fund	264	1	368
Authorized to receive pay for additional acreage on tract of state land	154	1	216
Authorized to receive pay for additional acreage of school land	174	1	238
Authorized to lease school, university and other state lands	192	1	257
Authorized to issue duplicate warrant	294	1	415

STATE BANKS—

Permitted to become members of Federal Reserve Bank	28	1	36
Reserve requirements; amending Sec. 6361, G. S. 1913	362	1	491

STATE BOARD OF CONTROL—

To select site for state reformatory for women..	324	1	456
--	-----	---	-----

STATE BOARD OF INVESTMENT—

Bonds purchased by validated.....	290	1-2	411
-----------------------------------	-----	-----	-----

STATE BOARD OF OPTOMETRY—

Governor to appoint 5 members.....	127	1	176
Board to adopt rules.....	127	2	177
Officers and members to meet once each year....	127	3	177
Compensation of members and secretary.....	127	4	177
Definition of practice of optometry.....	127	5	177
Qualifications and examinations	127	6	177
Where certificate is to be filed.....	127	7	178
Annual fee	127	8	179
Disposition of fees; report of board.....	127	9	179
Penalty for violation	127	10	179
Saving clause	127	11	179
Sections 2320-2326, R. L. 1905, repealed.....	127	12	179

STATE FORESTER—

To employ inmates of state sanatorium.....	325	1-2	459
--	-----	-----	-----

STATE HISTORICAL SOCIETY—

Building authorized; amending Chap. 527, G. L. 1913	143	1-5	201
---	-----	-----	-----

STATE INSURANCE—

Of public buildings; amending Sec. 3252, G. S. 1913	99	1	131
---	----	---	-----

STATE LANDS—

Payment of lease money on by co-owner.....	303	1-3	440
Auditor to receive pay for additional acreage in Kanabec county	154	1	216
Assignment of certificates legalized in certain cases	267	1	371
Amending Chap. 40, Sec. 5210, relating to payment of interest thereon.....	13	1	16
Certain sale adjusted.....	174	1	238
State auditor authorized to lease for certain purposes	192	1	257

STATE PRISON—

	Chap.	Sec.	Page
Prohibition of contraband articles; amending Sec. 9304, G. S. 1913.....	241	1	344
Old prison at Stillwater discontinued.....	112	1-4	145

STATE REFORMATORY—

Prohibition of contraband articles; amending Sec. 9304, G. S. 1913.....	241	1	344
---	-----	---	-----

STATE REFORMATORY FOR WOMEN—

Established	324	1-9	456
-------------------	-----	-----	-----

STATE SANITORIUM FOR CONSUMPTIVES—

State forester to give employment to inmates....	325	1-2	459
--	-----	-----	-----

STATE UNIVERSITY—

Authorized to receive money from U. S. Dept. of of Agriculture for agricultural extension work	378		547
Leases made by confirmed	54	1	73

STOCK CARS—

To be cleaned once a month.....	41	1-4	60
---------------------------------	----	-----	----

STREETS—

In certain cities of first class may be leased by councils in certain cases.....	291	1-4	411
Power of council of cities of fourth class over..	285	1-6	402

STREET RAILWAYS—

May be granted franchise in certain cities of first class	124	1-8	166
To allow suburban railways use of tracks upon just compensation	310	1-3	448

STREET RAILWAY COMPANIES—

May contract with certain cities to haul garbage	255	1	354
--	-----	---	-----

SUBURBAN RAILWAYS—

May be granted franchise for carrying freight..	310	1-3	448
---	-----	-----	-----

SUPERINTENDENT OF BANKS—

No employes of to hold stock in any bank.....	164	1	221
---	-----	---	-----

SUPREME COURT—

Fees in proceedings in	177	1	240
Secretary of state to contract for publishing re- ports of	250	1	350

T

TAXATION—

Of domestic mutual insurance companies; amend- ing Sec. 1625, R. L. 1905.....	184	1	250
Levy of \$1,865,000 authorized for 1916.....	373	1-3	509
Thirteen mill authorized in districts of 20,000 to 50,000	27	1	35

TAXATION—Continued.

	Chap.	Sec.	Page
Of 2 per cent annually for current expenses of cities of third class.....	188	1	254
Levy to be six and one half mills in cities of first class in certain cases	186	1	252
Levy of fifteen mills authorized in certain school districts; amending Chap. 115, G. L. 1913.....	201	1-3	277
Distribution of interest, penalties and costs on delinquent; amending Sec. 2075, G. S. 1913....	159	1	218
Notice of expiration of redemption in 7 years; amending Sec. 2150, G. S. 1913.....	77	1	107
To enforce payment of tax on real estate.....	334	1-5	465
State tax commission to issue state tax deeds..	332	1-4	464
Cities of third and fourth class to levy for musical entertainments	316	1	453
Tax receipt to state apportionment of taxes.....	319	1	454

TAX COMMISSION—

To issue state tax deeds.....	332	1-4	464
-------------------------------	-----	-----	-----

TEACHERS' PENSIONS—

Construction of terms.....	199	1	268
Fund created and assessments to be paid.....	199	2	268
Board of education to deduct assessments from salaries	199	3	269
Board of trustees	199	4	271
Annual meetings	199	5	272
Report of trustees	199	6	272
State treasurer to be treasurer of fund.....	199	7	273
Who may become members.....	199	8	273
Annuity schedule	199	9	274
Withdrawal of membership	199	10	274
Annuity not subject to legal process.....	199	11	275
Board may reduce annuities	199	12	275
Annuities to begin Sept. 1, 1916.....	199	13	275
Teachers to elect members of board.....	199	14	275
Application	199	15	275

TELEPHONE—

Penalties on gross earnings of certain companies abated and cancelled.....	172	1	237
--	-----	---	-----

TELEPHONE COMPANIES—

Placed under jurisdiction of railroad and warehouse commission	152	1	208
Construction of "telephone" company.....	152	2	208
Chap. 28, R. L. 1905, made applicable.....	152	3	208
Rates to be fair and reasonable.....	152	4	208
Schedule of rates to be filed with commission...	152	5	208
Commission to fix reasonable rates.....	152	6	208
Discrimination prohibited	152	7	209
Commission to prescribe uniform rules.....	152	8	209
All telephone companies to keep an office within state	152	9	209
Physical connections required	152	10	209
Free or reduced rates to officers, etc.....	152	11	210
Valuation provided for	152	12	210

TELEPHONE COMPANIES—Continued.

	Chap.	Sec.	Page
Commission to grant authority for constructing lines	152	13	211
Companies permitted to extend long distance lines	152	14	211
Surrendering of license and securing new authority	152	15	211
Municipalities given right to operate exchanges..	152	16	212
Notice to commission and procedure.....	152	17	212
Valuation of telephone property.....	152	18	213
Commission given right to change annual depreciation charge	152	19	213
To secure consent of commission to purchase property of competing line	152	20	213
Commission to keep record of proceedings.....	152	21	213
Mode of procedure for appeals from decisions of commission	152	22	214
Order to be final and conclusive.....	152	23	214
Violation a gross misdemeanor.....	152	24	215
Attorney general to apply for writ compelling obedience	152	25	215
Inconsistent acts repealed.....	152	26	215
Effective July 1, 1915.....	152	27	215

TEMPERANCE—

County option law.....	23	1-18	24
Road house law.....	147	1	205

TENANTS—

Forbidden to vacate buildings without notice to landlord	213	1	315
--	-----	---	-----

TERMS—

Of district court in first to nineteenth district..			565
Of municipal court in Minneapolis; amending Secs. 9 and 13, Chap. 34, S. L. 1889.....	299	1-2	421
Of clerks of court and court commissioner; amending Chap. 458, G. L. 1913.....	168	1-4	233

TERMINAL WAREHOUSES—

Defined; amending Sec. 4435, G. S. 1913.....	349	1	479
--	-----	---	-----

TREASURERS—

Salaries in counties having more than seventy and less than eighty congressional townships..	24	1-3	34
Salaries in counties of 2,500 square miles; amending Chap. 128, Laws 1911.....	338	1	469

TOWNS—

To light highways and pay for same out of road and bridge fund	180	1	245
To pay for bridges over drainage ditches.....	252	1	353

TOWN BOARD—

Chairman to issue certificate for payment of bounties; amending Sec. 5203, G. S. 1913.....	357	1	487
--	-----	---	-----

TRUST COMPANIES—

	Chap.	Sec.	Page
Given power to establish savings departments; amending Sec. 2978, R. L. 1905.....	236	1	334
Permitted to become members of Federal Reserve Bank	28	1	36

U

UNION DEPOTS—

Enlarging right of eminent domain to acquire land for	45	1-5	66
---	----	-----	----

UNORGANIZED TERRITORY—

County board may authorize levy in for road and bridge purposes	44	1-5	65
---	----	-----	----

UNIVERSITY OF MINNESOTA—(See State University.)

VACATING BUILDINGS—

Forbidden without notice to landlord.....	213	1	315
---	-----	---	-----

VERDICT—

Judgment notwithstanding; amending Sec. 4362, R. L. 1905.....	31	1	37
---	----	---	----

VILLAGES—

Councils authorized to license dance halls.....	190	1	256
Annexation of territory.....	240	1-2	343
Amending Sec. 1203, G. S. 1913, relating to re-incorporation of villages.....	17	1	20
Acts of councils in vacation of streets and alleys legalized	248	1	349
Annexed to cities in certain cases.....	32	1-11	38
Authorized to sell or lease water works, etc.....	79	1	108
Bonds in legalized in certain cases.....	7	1-2	13
Compensation of officers in villages of over 5,000	313	1	450
Certain contracts for water mains validated....	70	1	101
Disposition of money in hands of treasurer of in certain cases	57	1	75
Municipal court in all.....	75	1	105
Officers may be elected under Australian ballot system	315	1-4	451
Petitions for street improvements in; amending Sec. 735, R. L. 1905.....	153	1	215
Proceedings for annexation of territory.....	121	1	165
To fund floating indebtedness.....	320	1	455
To bond to refund floating indebtedness; amending Sec. 1, Chap. 123, G. L. 1905.....	169	1	234
Vacation of streets legalized in certain cases....	153	1	218

V

VOTING PRECINCTS—

In independent school districts having four or more villages	111	1-6	143
--	-----	-----	-----

W

WAGES—

	Chap.	Sec.	Page
Amount exempt from garnishment; amending Sub. 16, Sec. 4117, R. L. 1905.....	202	1	278

WAREHOUSES AND WAREHOUSEMEN—

Railroad and Warehouse Commission given general supervision	210	1	300
Construction of terms	210	2	300
What is required of warehousemen	210	3	301
Right to inspect books and examine agents.....	210	4	301
Duties of the commission	210	5	302
Accounts	210	6	302
Appreciation and depreciation accounts.....	210	7	302
Accounts to be kept in state.....	210	8	303
Falsification or destruction of accounts.....	210	9	303
Penalty for divulgence of information.....	210	10	303
Obligation to issue uniform receipts.....	210	11	303
General duties of warehousemen.....	210	12	303
Filing schedule of rates.....	210	13	304
Change of rates	210	14	304
Charging more or less than published rate.....	210	15	304
Discrimination in rates, etc.....	210	16	305
Commission to fix rates and regulation.....	210	17	305
Obligation to obtain license.....	210	18	305
Bond to be filed.....	210	19	306
Penalty for transacting business without license.	210	20	306
Proceedings before the commission—How commenced	210	21	307
Notice to respondent.....	210	22	307
Answer	210	23	307
Hearing	210	24	307
Notice and orders—Service.....	210	25	308
Witnesses	210	26	308
Complaint that rate is unreasonable—Duty of commission	210	27	308
Investigation without complaint—Notice.....	210	28	308
Appeals to the district court.....	210	29	309
Proceedings to appeal—Orders not appealed from	210	30	309
Failure to obey order or law.....	210	31	310
Trial	210	32	310
Incriminating questions	210	33	310
Costs and attorney's fees.....	210	33	310
Proceedings in the name of the state.....	210	34	310
Appeal to the supreme court.....	210	34	310
Action on bond in the name of the state.....	210	35	311
Persons violating act or order—Penalty.....	210	36	311
Saving clause—Constitutionality.....	210	37	311
Technical omissions not to invalidate acts of commission	210	38	311
When act takes effect.....	210	39	312

WARRANTS—

State auditor authorized to cancel in certain case	264	1	368
Issued by cities under 10,000 legalized in certain cases	323	1	456
State auditor authorized to issue duplicate.....	294	1	415
Duplicates may be issued if lost or destroyed....	36	1-4	57

INDEX

705

WATERWORKS—

	Chap.	Sec.	Page
May be sold by villages	79	1	108

WEIGHTS AND MEASURES—

Fees for inspection abolished; amending Sec. 4620, G. S. 1913.....	281	1-2	399
--	-----	-----	-----

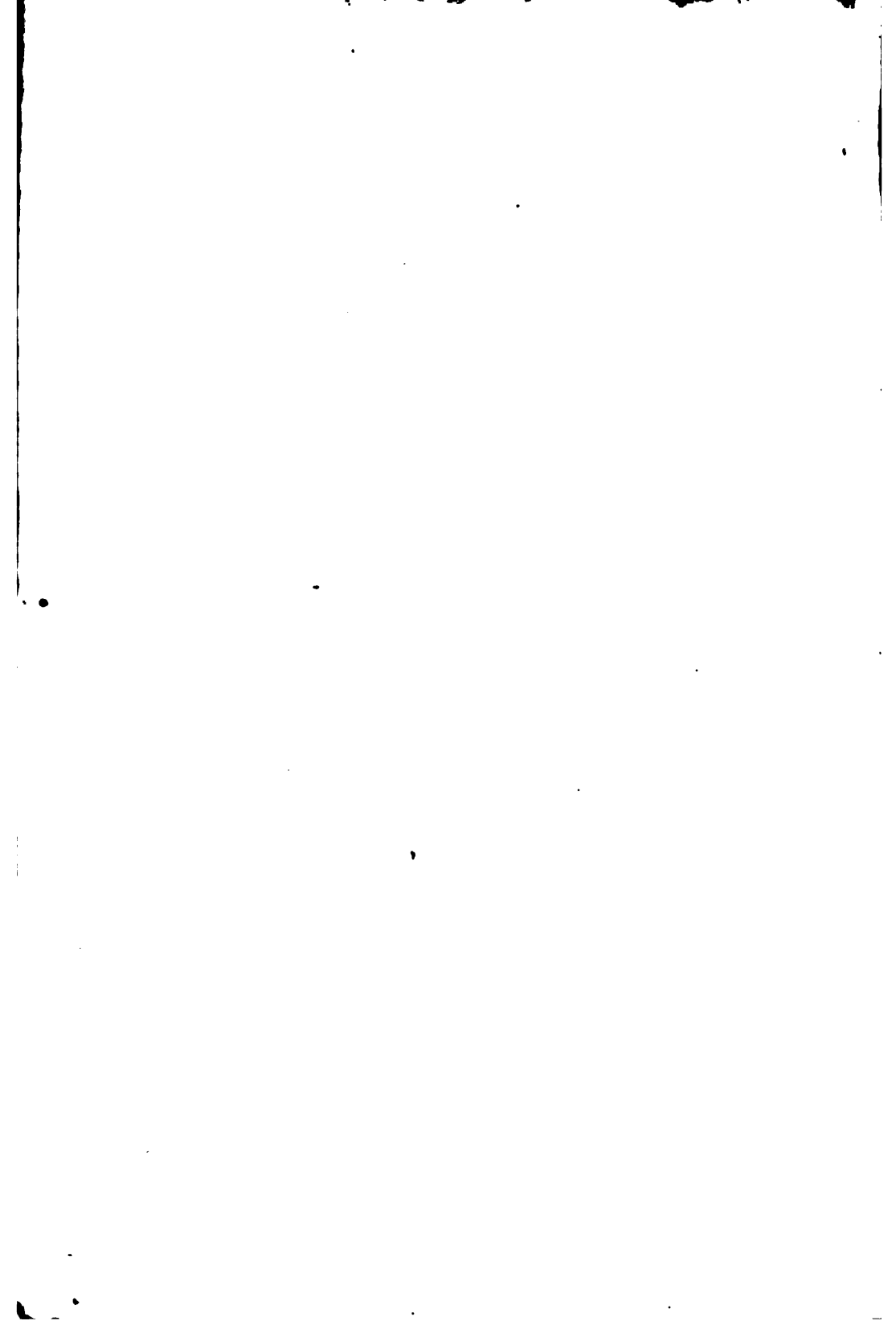
WIFE—

Abandonment of, felony in certain cases.....	336	1	468
--	-----	---	-----

WILLS—

Child born after death of testator to take same share; amending Sec. 3668, R. L. 1905.....	343	1	473
--	-----	---	-----

WORKMEN'S COMPENSATION—(See Employer's Liability.)



Stanford Law Library



3 6105 063 429 521